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# San Francisco Public Library

Government Information Center San Francisco Public Library 100 Larkin Street, 5<sup>th</sup> Floor San Francisco, CA 94102

REFERENCE BOOK

Not to be taken from the library





# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

January 5, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

JAN - 8 2010

# **Ordinances**

100008 [Permit and License Fee Elimination]

Sponsor: Chiu

SAN FRANCISCO PUBLIC LIBRARY

Ordinance amending San Francisco Business and Tax Regulations Code Sections 248 and 249.1, amending San Francisco Police Code Sections 2.26 and 2.27, and repealing San Francisco Police Code Sections 2.28 and 2.29, all to eliminate certain permit and license fees and revenue fees, while retaining any underlying permitting, licensing, and other substantive regulatory requirements. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee

100009

[Acceptance of Streets and Roadway Structures for Maintenance and Liability Purposes]

Sponsor: Dufty

Ordinance accepting for maintenance and liability purposes the streets and roadway structures listed herein, subject to specified limitations and conditions, pursuant to California Streets and Highways Code Section 1806 and San Francisco Administrative Code Sections 1.51 et seq.; and approving Department of Public Works Order No. 178,355. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

100022 [Accept and Expend Grant - Reentry Council and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$50,000]

Sponsor: Maxwell

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$50,000 from the San Francisco Foundation, to support the development of data collection tools and service standards for the new Reentry Council, and amending Ordinance No. 183-09 (Annual Salary Ordinance FY 2009-2010), to reflect the addition of temporary salaries to fund one (1) temporary (.50 FTE) grant-funded 8173 Legal Assistant position in the Office of the Public Defender. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100023 [Requiring the Census Workers be Allowed Access to Residential Hotels to Engage in Census Activities]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to add a new goal to the Uniform Visitor Policy and any Supplemental Visitor Policies to ensure that census workers engaged in census activities are allowed access to Residential Hotels, and requesting the Rent Board to amend the Uniform Visitor Policy to incorporate this addition. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

# 091458 [Earthquake Safety and Emergency Response General Obligation Bond Election - \$652,070,000]

Sponsors: Mayor; Chiu, Avalos, Campos, Dufty, Mirkarimi and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 8, 2010, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$652,070,000 to finance the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Auxiliary Water Supply System, a Public Safety Building and a Forensic Sciences Center, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act ("CEQA") and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the bond; finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30 - 5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code ASSIGNED to Budget and Finance Committee.

### Resolutions

# 100007 [Approving Central Subway Final Design Contract Package No. 2 - Stations - Not to Exceed \$39,949,948]

Sponsor: Chu

Resolution approving Municipal Transportation Agency Contract No. CS-149, Program Management and Construction Management Services for the Central Subway Project with, a Joint Venture of Parsons Brinkerhoff, Inc., in an amount not to exceed \$39,949,948 for a term not to exceed ten years with an option to extend the term an additional two years. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100010 [Local Streets and Roads Needs Assessment]

Sponsor: Dufty

Resolution supporting the findings of the California Statewide Local Streets and Roads Needs Assessment. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 100011 [Accept and Expend Grant - HIV Prevention Programs - \$512,960] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$512,960 from the California Department of Public Health Office of AIDS to assist with a project entitled "HIV Prevention Programs," for the period of July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100012 [Supporting the Youth PROMISE Act]

Sponsor: Avalos

Resolution supporting HR 1064 and SB 435, the Youth Prison Reduction through Opportunities, Mentoring, Intervention, Support, and Education Act REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100013 [International Human Trafficking Day and Human Trafficking Awareness Month] Sponsors: Chu: Chiu

Resolution supporting the San Francisco Collaborative Against Human Trafficking, International Human Trafficking Awareness Day and the month-long campaign to bring awareness to issue of human trafficking. REFERRED FOR AD

# 100014 [Accept and Expend Grant - National Endowment for the Arts Grant - \$50,000] Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to accept and expend a grant in the amount of \$50,000 from the National Endowment for the Arts for WritersCorps' contracted teacher positions from the NEA's ARRA funds. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100015 [Accept and Expend Grant - CDC Kenya-Monitoring and Evaluation - \$48,837] Sponsor: Duffy

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$48,837 from the Regents of the University of California, to assist with a project entitled "CDC Kenya-Monitoring and Evaluation;" for the period of November 1, 2009, through August 31, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100016 [Body Armor Prohibition]

Sponsor: Chiu

Resolution urging the Supreme Court to review Lower Court's Ruling Overturning Ban on Felons Owning or Wearing Body Armor. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100017 [Declaring January 10, 2010, Lee Mallory Day in San Francisco] Sponsor: Chiu

Resolution Declaring January 10, 2010, Lee Mallory Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100018 [Extending the Term of Service for the Biodiesel Access Taskforce to December 31, 2010]

Sponsor: Mirkarimi

Resolution extending the term of service for the Biodiesel Access Taskforce to December 31, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MFFTING

# 100019 [Accept and Expend Grant - Health Impact Assessment of Congestion Pricing Policy - \$96,415]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from the Robert Wood Johnson Foundation in the amount of \$96,415 to assist with a project entitled Health Impact Assessment of Congestion Pricing Policy for the period of January 15, 2010, through January 14, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100020 [Penalties for Assaulting or Battering a Patrol Special Officer] Sponsor: Duffy

Resolution encouraging the Chief of the San Francisco Police Department to consider imposition of increased potential penalties for individuals who commit assault or battery on a patrol special police officer. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100021 [Acceptance of Real Property - Dearborn Street]

Sponsor: Dufty

Resolution authorizing an agreement under which the San Francisco League of Urban Gardeners will transfer title to real property located on Dearborn Street (Lots 040 and 073, Block 3577), the use of which is restricted to a community garden; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, accept the deeds to property and take certain actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100024 [Bond Sale of San Francisco General Hospital Improvement Bonds - Not to Exceed \$305,000,000]

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed \$305,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (San Francisco General Hospital Improvement Bonds, 2008), Series 2010A, and City and County of San Francisco General Obligation Bonds (San Francisco General Hospital Improvement Bonds, 2008), Series 2010C (Federally Taxable Build America Bonds); prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale, approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100025 [Bond Sale of Clean and Safe Neighborhood Parks General Obligation Bonds - Not to Exceed \$65,000,000]

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed \$65,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2008), Series 2010B, and City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2008), Series 2010D (Federally Taxable Build America Bonds); prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto, providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken, and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Buddeet and Finance Committee.

# 091457 [Earthquake Safety and Emergency Response General Obligation Bonds - \$652,070,000]

Sponsors: Mayor; Chiu, Avalos, Campos, Dufty, Mirkarimi and Mar

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Auxiliary Water Supply System, a Public Safety Building and a Forensic Sciences Center, and other critical infrastructure and facilities for earthquake safety and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$652,070,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act ("CEQA") and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53, and waving the time limits set forth in Administrative Code Section 2.34. ASSIGNED to Budget and Finance Committee.

## Request for Hearing

# 100026 [Hearing - Annulling the Privilege to Occupy Certain Subsurface Encroachments Along the Central Subway Alignment]

Hearing of persons interested in or objecting to proposed resolution annulling the privilege to occupy certain subsidewalk basement encroachments along 4th, Ellis, Geary, Market, O'Farrell, and Stockton streets to accommodate the construction of the Central Subway project. (Clerk of the Board). ASSIGNED to Board of Supervisors.

### Introduced by the President at the Request of Departments

### PROPOSED ORDINANCES

### 091475 [General Plan Amendment - Market and Octavia Area Plan]

Ordinance amending the Market and Octavia Area Plan of the General Plan (an Area generally described as approximately one square mile surrounding the Market Street and Octavia Boulevard intersection) to amend the historic resource provisions of the Plan to integrate the results of the Historic Resource Survey by removing language calling for the Area Plan Level Survey, calling out new historic districts, replacing interim procedures for the review of projects that may affect historic resources with permanent review procedures for projects in historic districts; and adding a new design principle; amending the provisions related to alleys to include terminology consistent with other Area Plans; and making environmental findings and findings that the proposed amendments are consistent with the General Plan and the eight priority policies of Planning Code Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 091476 [Zoning Map Amendments - Market and Octavia Area Plan Historic Resource Survey Integration]

Ordinance amending the Zoning Map Sheets 7 and 7H of the City and County of San Francisco Planning Code to amend certain height and bulk districts within the Market and Octavia Area Plan to increase the heights of certain parcels and retain the current heights on other parcels, consistent with the findings of the Market and Octavia Area Plan Historic Resources Survey, specifically increasing heights on some parcels in the Upper Market Street Historic District (an area generally described as Market Street between Church and Noe Streets); and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 091477 [Zoning Map Amendments - 1415 Mission Street Project at Mission and Tenth Streets]

Ordinance amending the Zoning Map of the City and County of San Francisco by amending Sectional Map 7 to change the use classification of the property located at 1415 Mission Street (Assessor's Block No. 3510, Lot No. 001) from C-M (Heavy Commercial) to C-3-G (Downtown General Commercial) and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### PROPOSED RESOLUTIONS

# 091472 [Agreement to Purchase a Road Easement Over Portions of APN 011-001-028 Located in Stanislaus Countyl

Resolution approving and authorizing an agreement for the purchase of a 0.48 acre permanent road easement over portions of Assessor's Parcel Number 011-001-028 located in Stanislaus County, required for the San Joaquin Pipeline System Project No. CUW37301 (the "Project") for a purchase price of \$500; adopting findings under the California Environmental Quality Act ("CEQA"); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 091473 [Settlement of Department of Fair Employment and Housing Charge - Timothy Jones - \$83,251.89]

Resolution approving the settlement of the Department of Fair Employment and Housing (DFEH) and Equal Employment Opportunity Commission (EECC) charges filed by Timothy Jones against the City and County of San Francisco for \$83,251.89; DFEH and EEOC charges were filed on November 13, 2008: DFEH Charge No. E200809A0330-00-pe and EEOC Charge No. 37AA904035 entitled Jones v. CCSF. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee

#### 091474 [Settlement of Claim - Devorah Joseph - \$49,000]

Resolution approving the settlement of the unlitigated claim filed by Devorah Joseph against San Francisco for \$49,000; claim was filed on July 28, 2008; additional material terms of said settlement are a full and final release. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

# 091478 [CEQA Findings for SFPUC Sunol Valley Water Treatment Plant Project in Alameda County]

Resolution adopting findings under the California Environmental Quality Act (CEQA) including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Sunol Valley Water Treatment Plant and Treated Water Reservoir Project, Water System Improvement (WSIP)-funded Project No. CUW38101; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). TRANSFERRED to Budget and Finance Committee

# 091479 [Annulling the Privilege to Occupy Certain Subsurface Encroachments Along the Central Subway Alignment]

Resolution annulling the privilege to occupy certain subsidewalk basement encroachments along 4th, Ellis, Geary, Market, O'Farrell, and Stockton Streets to accommodate the construction of the Central Subway Project. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Board Minutes for October 27, 2009, November 3, 2009, November 10, 2009, November 17, 2009, November 17, 2009 (Special), November 24, 2009, December 8, 2009, and December 15, 2009 approved.

#### Requests Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that exempts any car sharing company from paying parking tax in the City and County of San Francisco for the spots or stalls that are used/reserved by the car sharing company.

The City Attorney's office should work with the Office of the Treasurer on this request.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location: Intersection Webster & Grove, North side of street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Wood Poles

Northwest corner Oak & Buchanan Southeast Page & Fell

### Metal Poles

Northeast corner Geary & Scott In front of 943 Haight In front of 909 Haight Southeast corner Post & Steiner Southeast corner Page & Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

1756 Fillmore 600 Oak 447 Fillmore 330 Fillmore 525 Haight 533 Haight 485 Scott 1035 Haight 1055 Haight 573 Haight

499 Haight 800 Haight, on the Scott Street side

601 Haight 542 Haight

699 Haight

55 Laguna, on the Haight Street side

485 Haight 1775 Haight 1631 Haight

1556 Haight

1529 Haight 1301 Haight 955 Haight

799 Haight

587 Haight, on the West side of building

250 Laguna

1002 Scott, backside of building

600 Divisadero 507 Haight

741 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

### **Utility Boxes**

Northwest corner Turk & Webster Northeast corner 7<sup>th</sup> Avenue & Irving Southeast corner Laguna & Fell In front of 848 Webster

### **Bus Shelters**

Southeast corner Geary & Laguna Southwest corner Buchanan & Haight Northeast corner Pierce & Hayes Southwest corner Stanyan & Oak
On Haight near Stanyan, northside of street
Southeast Haight & Divisadero
Southeast corner Geary & Scott
Southeast corner Buena Vista East & Haight
Fillmore & Haight (all 4 bus stops, graffiti and grime)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner Buena Vista West & Haight Southwest corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southwest and Northeast corners Fillmore & Waller Southwest corner Grove & Gough Northwest corner Fillmore & Haight

#### Mailboxes

Northeast corner Fell & Buchanan Northeast corner McAllister & Scott

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

# San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalk issues at the following location: Intersection Webster & Grove, North side of street

## In Memoriams

Jeanette Scola Trapani – Entire Board Sgt. David H. Gutierrez – Entire Board John Philbrook – Supervisor Dufty Elbert Rose – Supervisor Elsbernd Annabelle Thomas – Supervisor Elsbernd Robert H. Bodeman – Supervisor Chiu Joseph Peter Tarantino – Supervisor Dufty Veronica F. Mahoney – Supervisor Dufty



# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

January 12, 2010

112/10

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

JAN 1 5 2010

### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

#### 100041 [Personal Wireless Service Facility Site Permits and Associated Fees] Sponsors: Avalos; Campos

Ordinance amending the San Francisco Public Works Code by adding Article 25, Sections 1500 through 1526, to establish new requirements for Personal Wireless Service Facility Site Permits and to increase certain fees for obtaining such permits, amending the San Francisco Administrative Code by amending Chapter 11, Article 1, Section 11.9 to eliminate obsolete provisions related to such permits, making the provisions of the ordinance retroactive, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100044

[Repealing Various Municipal Transportation Authority Special Funds]

Sponsor: Chiu

Ordinance amending Chapter 8 and Chapter 10, Article XIII, of the Administrative Code by repealing Sections 8.29 (Municipal Railway Video Production Fund), 10.100-155 (Municipal Transportation Capital Reserve Fund), 10,100-157 (Municipal Transportation Improvement Fund), 10.100-159 (Municipal Transportation Information Fund), 10.100-162 (Municipal Transportation Operators Lounge Facilities Fund), and 10.100-164 (Municipal Transportation Para Transit Fund). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### 100045

[Increasing Real Estate Recordation Fee]

Sponsor: Chiu

Ordinance amending Article XIII, Section 8,24-5, San Francisco Administrative Code to increase the recordation fee to \$3,00 from \$2.00 at the time of recording real estate instruments to become operative on its effective date or on July 1, 2009, whichever is later, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

# 100046 [Planning Code - Amending Inclusionary Affordable Housing Ordinance] Sponsors: Mayor, Chiu

Ordinance amending the Planning Code by amending the Residential Inclusionary Affordable Housing Program, Section 315 et seq. (Program) to change the name of the Program to the Affordable Housing Program and to require all project applicants to pay the Affordable Housing fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Section 827 to delete the requirement that 50% of on- or off-site affordable housing units provided under Section 315 et seq. in the Rincon Hill Area Plan be provided as rental; and making findings including findings under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100048 [Amendment to Solar Energy Incentive Program] Sponsors: Daly; Mirkarimi

Ordinance amending the San Francisco Environment Code by amending Sections 18.2, 18.4, 18.7-2, and 18.7-4, to: (1) require that all systems receiving City incentives be installed by individuals trained under the City workforce development program, and (2) eliminate increased incentives for residential properties in the case of systems installed by individuals trained under the City workforce development program. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100049 [Accept and Expend Grant - Protocol for ENERGYSTAR and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$80,000]

Sponsor: Dufty

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$80,000 from the US Environmental Protection Agency-Region 9 to research and develop a new protocol for ENERGYSTAR in Multifamily High-rise residential and mixed-use buildings and amending Ordinance Number 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee

# 100052 [Appropriating \$410,000 of Anticipated PGA Tour Revenue for the Harding Park Golf Course in the Department of Recreation and Parks for FY2009-2010] Sponsor: Elsbernd

Ordinance appropriating \$410,000 of anticipated PGA Tour revenue to fund preparation of the Harding Park Golf Course for the 2010 Schwab Cup Tournament in the Department of Recreation and Parks for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee

# 100054 [Workforce Development - Public Service Academies] Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Sections 30.30 through 30.35, to establish public safety and public health training programs for San Francisco Unified School District high school students. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100058 [Requiring Just Cause for Eviction from Residential Properties Owned by Specified Lenders After Foreclosure]

Sponsors: Mayor, Dufty

Ordinance adding Administrative Code Chapter 378 "Eviction of Residential Tenants by Foreclosing Lender," to provide just cause eviction protections for existing residential tenants after foreclosure, and require that notice of this Chapter be given to residential tenants of the property. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100059 [Appropriating \$3,257,575 of General Fund Reserve for Indigent Defense Expenses in the Superior Court for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating \$3,257,575 of General Fund Reserve to fund indigent defense expenses associated with increased felony caseloads in the Superior Court for FY2009-2010, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100065 [Appropriation Ordinance to Reflect Mayor's Budget Balancing Plan for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating \$9,499,120 of sources and \$3,343,411 of uses and de-appropriating \$1,465,360 of sources and \$29,419,679 of uses in various departments consistent with the Mayor's Proposed Budget Balancing Plan for FY2009-2010 to balance the projected shortfall for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Resolutions

# 100042 [Accept and Expend Grant - Supporting HIV Health Services - \$3,533,612]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$3,533,612 from the California Department of Public Health Office of AIDS, to assist with a project entitled "Single Allocation Model" for the period of July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 100043 [Potential Health Impacts of Wireless Facilities]

Sponsors: Campos; Avalos and Chu

Resolution urging the U.S. Environmental Protection Agency to study the health impacts of wireless facilities and, if appropriate, to establish a safe level of exposure to radiofrequency radiation emissions; urging the Federal Communications Commission to update its existing standards; and urging the California Congressional Delegation to introduce federal legislation to repeal limitations on state and local authority imposed by the Telecommunications Act of 1996. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100047 [Planning Code - Interim Controls Related to Affordable Housing Requirements]

Sponsors: Mayor; Chiu

Resolution approving interim controls providing that the alternatives provided to project applicants of residential development under Planning Code Section 315 et seq. shall, except for certain eligible projects, be suspended and replaced by an interim affordable housing fee that is equivalent to the current in lieu fee and amending the housing requirements for residential projects in the Rincon Hill Area Plan for 18 months or until a permanent ordinance amending Planning Code Section 315 et seq. is adopted; and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 100051 [Confirming Report of Delinquent Transfer Taxes]

Sponsor: Dufty

Resolution confirming report of delinquent transfer taxes submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. ASSIGNED to Board of Supervisors.

### 100053 [Accepting a Gift to the Recreation and Park Department of Synthetic Turf Athletic Fields Valued at Approximately \$5,000,000 from the City Fields Foundation]

Sponsors: Mar; Campos, Chu, Chiu, Elsbernd, Alioto-Pier and Dufty Resolution authorizing the Recreation and Park Department to accept a gift of synthetic turf athletic fields at Mission Playground and the Beach Chalet Soccer Fields, valued at approximately \$5,000,000 from the City Fields Foundation. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100060 [Accept and Expend Grant - HIV Technical Guide - \$14,500] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the World Health Organization in the amount of \$14,500 to develop a technical guide for HIV care and prevention programs for men who have sex with men (MSM) and transgendered individuals; for the period of December 15, 2009, through December 31, 2009. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD METRING

### 100061 [Opposing Shading of Public Parks and Open Space]

Sponsors: Chiu; Avalos, Campos, Daly, Mar, Maxwell and Mirkarimi

Resolution opposing changes to the Park Shadow Ban that would increase shading of public parks and open space. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100062 [Urging President Obama to Issue an Executive Order Creating a National Ocean Policy]

Sponsor: Mirkarimi

Resolution urging President Obama to issue an Executive Order to create a National Ocean Policy based on the recommendations of the Ocean Policy Task Force. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100063 [Angel Island Immigration Station Day - January 21, 2010]

Sponsors: Mar; Avalos, Campos, Chiu and Chu

Resolution declaring January 21, 2010, as Angel Island Immigration Station Day, and Commemorating the 100th Anniversary of the Immigration Station. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100064 [Bernal Heights Branch Library Re-opening]

Sponsor: Campos

Resolution recognizing the grand re-opening of the Bernal Heights Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

# 100066 [Accept and Expend Grant - Transportation Development Act, Article 3 - \$1,089,413]

Sponsor: Mayor

Resolution authorizing the San Francisco Municipal Transportation Agency to accept and expend a grant in the amount of \$1,089,413 from the Metropolitan Transportation Commission for various bicycle projects in the City and County of San Francisco in FY2009-2010.

RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Requests for Hearing

#### 100036 [Committee of the Whole - Beilenson Hearing]

Sponsor: Avalos

Hearing to consider the Department of Public Health's budget eliminating or reducing health care medical services. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

#### 100040 [Governor's Proposed Budget for FY2010-2011]

Sponsor: Avalos

Hearing to consider the Governor's proposed budget for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100050 [Committee of the Whole - Confirming Report of Delinquent Transfer Taxes]

Hearing of persons interested in or objecting to a report of delinquent transfer taxes submitted by the County Recorder, as modified to the date of adoption of this Resolution, and creating special assessments and liens based thereon pursuant to Section 1115.1 of the Real Property Transfer Tax Ordinance (under San Francisco Business and Tax Regulations Code Article 12-C). (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

### Motions

# 100035 [Committee of the Whole - Health Services Reductions (Beilenson Hearing)

January 26, 2010, at 3:00 p.m.]

Sponsor: Avalos

Motion scheduling the Board to sit as a Committee of the Whole to consider health services reductions (Beilenson Hearing), to be held on January 26, 2010, at 3:00 p.m. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100055 [Budget Line Item for Police Department Dignitary Security]

Sponsor: Mirkarimi

Motion ordering submitted to the voters an ordinance requiring the City's annual budget to include an appropriation for the Police Department's expenditures on security for City officials and dignitaries at an election to be held on June 8, 2010. RECEIVED AND ASSIGNED to Rules Committee.

### 100056 [Cannabis Regulation and Control]

Sponsors: Mirkarimi; Campos

Motion ordering submitted to the voters a Statement of Policy regarding the Regulation of the Cultivation and Sale of Cannabis at an election to be held on June 8, 2010. RECEIVED AND ASSIGNED to Rules Committee.

# 100057 [Requesting the Budget and Legislative Analyst to Conduct an Audit of the City's General Fund Revenues]

Sponsor: Mirkarimi

Motion requesting the Budget and Legislative Analyst to: (1) conduct an audit of the City and County of San Francisco's existing lease, fee, and other General Fund revenues generated by City department activities and of the City collection of General Fund revenues; and (2) identify new General Fund revenues, enhancement of existing General Fund revenues, and improved collection of General Fund revenues. RECEIVED AND ASSIGNED to Budget and Finance Committee

### Introduced by the President at the Request of Departments

#### PROPOSED ORDINANCES

# 100029 [Acceptance of Sewer Main and Reissuance of Encroachment Permit for Poppy Lane]

Ordinance accepting an irrevocable offer for a sewer main; dedicating said improvements for public use; accepting a sewer main on Poppy Lane for maintenance and liability purposes; rescinding Resolution No. 493-00 in order to modify and reissue the major encroachment permit for 101 Poppy Lane in accordance with this Ordinance; accepting Department of Public Works Order No. 178,477; adopting environmental findings and findings that such actions are consistent with the City's General Plan and the eight priority policies of City Planning Code section 101.1; and authorizing official acts in connection with this Ordinance. (Public Works Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

# 100027 [Approving the City and County's Triennial Self Assessment and Review of its Child Welfare and Juvenile Probation Placement Services]

Resolution approving San Francisco's Child and Family Services Review - Self Assessment, a review of its Child Welfare and Juvenile Probation Placement Services, including a needs assessment for the Child Abuse Prevention, Intervention, and Treatment, Community Based Child Abuse Prevention; and Promoting Safe and Stable Families programs. (Human Services Department). RECEIVED AND ASSIGNED to Public Safety Committee.

# 100028 [Approval of the Mental Health Services Act Information Technology Component and Technological Needs Three Year Program and Expenditure Plan]

Resolution approving the Mental Health Services Act Information Technology Component and Technical Needs Three Year Program and Expenditure Plan and authorizing the amendment of the MHSA Agreement to include this Plan in the agreement. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Requests Granted

From: Supervisor Chiu To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation amending Administrative Code Chapter 31.17. The text is as follows: The certification of completion and the final EIR shall be transmitted <u>not less than 14 days before</u> the <u>scheduled hearing</u> by the Environmental Review Officer to the applicant and the board, commission or department that is to carry out or approve the project, and shall be presented to the body which will decide whether to carry out or approve the project. It shall be accompanied with all recommendations regarding possible action on the project.

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation prohibiting alcohol sales in formula retail prescription drug stores.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

500 Grove

633 Central

646 Central

799 Haight

1568 Haight

1456 Haight

478-484 Haight

1173 Haves

901 Oak

580 Haves

745 Buchanan

1123 Masonic

1429 Oak

19067 Oak

533 Haight

420 Haight

101 Pierce, on the planter boxes

303 Webster

55 Laguna, on the Buchanan and Haight side

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

### Utility Boxes

Northeast corner Fulton & Broderick Northeast corner Baker & Hayes Southeast corner Laguna & Hayes Across from 295 Buchanan

#### Garbage Cans.

Northeast corner Laguna & Hayes Southwest corner Broderick & Hayes

#### **Bus Shelters**

Southeast corner Divisadero & Haight Southeast corner Grove & Laguna Northeast corner Fillmore & Hermann, canopy Southwest corner Buchanan & Haight Haight & Fillmore, all bus shelters (graffiti & grime)

#### Mailboxes

Southwest corner Hayes & Broderick Northwest corner Steiner & Fulton

# Emergency Boxes

In front of 300 Webster

#### Wood Poles

In front of 341 Waller Northwest corner Cole & Carl In front of 509 Webster

#### In Memoriams

Catherine "Kay" Baxter – Supervisors Alioto-Pier and Dufty Uta Hirota – Supervisor Mar George Tsongas – Supervisor Chiu Joseph Jackson – Supervisor Daly Nathan "Nate" Cohn – Supervisor Elsbernd Eleanor Lloyd – Supervisors Elsbernd and Maxwell Glen John Ghiselli – Supervisor Dufty AJ Trasvina – Supervisor Avalos

## **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

January 26, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

GOVERNMENT DOCUMENTS DEPT

JAN 2 9 2010

# Ordinances

100093

[Housing Code – Residential Hotel Notice Posting Requirement]

Sponsors: Campos: Chiu

Ordinance amending the San Francisco Housing Code by amending Section 1002 to add subsection (f) requiring residential hotel owners/operators to post a notice advising hotel occupants that they may telephone the City's Customer Service Center at 311 to report alleged violations of the Housing Code; adopting findings, including environmental findings.

ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

100095 [Citywide Coordination of Information and Communications Technology]
Sponsor: Chiu

Ordinance amending Department of Technology and Committee on Information Technology responsibilities, establishing the position and duties of the Chief Information Officer, eliminating the Telecommunications Commission, adding San Francisco Administrative Code Chapter 22A, Sections 22A 1, 22A 2, 22A 3, 22A 4, 22A 5, 22A 6 and 22A 7, and deleting San Francisco Administrative Code Sections 3.24, 3.25, 3.27, 11.85, 11.86, 11.87, 11.88 and 11.89 to implement these changes. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

100099 [Appropriating \$1,813,616 of General Fund Reserve to the Public Defender for Salary Expenditures]

Sponsor: Mar

Ordinance appropriating \$1,813,616 from the General Fund Reserve to the Public Defender for salary expenditures in FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee

100101 [Appropriating \$305,000,000 of General Obligation Bonds for the San Francisco General Hospital and Trauma Center for the Department of Public Health for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating \$305,000,000 of General Obligation Bond Proceeds approved by voters under Proposition A in the November 2008 election authorizing the second issuance of general obligation bonds for the building or rebuilding and earthquake safety improvement of the San Francisco General Hospital and Trauma Center in the Department of Public Health for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100102 [Requiring the Development and Maintenance of Stormwater Management Controls]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco Public Works Code by repealing Article 4.2, Sections 140 - 149.4, and adding Article 4.2, Sections 147 - 147.6, requiring the development and maintenance of stormwater management controls for specified activities that disturb 5,000 square feet or more of the ground surface, and are subject to building, planning and subdivision approvals. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee

# 100103 [Prohibition on Tobacco Sales Within 1,000 Feet of a School] Sponsor: Mayor

Ordinance amending the San Francisco Health Code by amending Section 1009.53 and by adding Article 19L, Sections 1010.5 through 1010.11, to prohibit the sale of tobacco within 1,000 feet of any public or private school. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 100104 [Retailers' Duty to Disclose Radiation Levels for Cell Phones]

Sponsor: Mayor

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1104, to require retailers to disclose Specific Absorption Rate values for cell phones, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 090228 [Payroll Expense Tax Revision to Encourage Job Retention and Creation in San Francisco]

Sponsors: Mayor; Dufty

Ordinance amending the Payroll Expense Tax Ordinance by adding Section 905 to permit the Payroll Expense Tax owed for the year 2010 to be paid at the lower of the amount owed for 2009 or 2010 and for the year 2011 to be paid at the lowest of the amount owed for 2009, 2010, or 2011, and excluding from the calculation any taxes attributable to payroll expenses for owners or beneficiaries of pass-through entities. ASSIGNED to Budget and Finance Committee.

# 100046 [Planning Code - Amending Inclusionary Affordable Housing Ordinance] Sponsors: Mayor, Chiu

Ordinance amending the Planning Code and Administrative Code by amending the Residential Inclusionary Affordable Housing Program, Planning Code Section 315 et seq. (the "Program") to change the name of the Program to the Affordable Housing Program and to require all project applicants to pay the Affordable Housing fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Section 827 to delete the requirement that 50% of no roff-site affordable housing units provided under Section 315 et seq. in the Rincon Hill Area Plan be provided as rental; amending the Administrative Code by amending Chapter 56 related to Development Agreements to create certain exceptions from its requirements for rental housing developments with on-site inclusionary units; and making findings including findings under the California Environmental Quality Act. ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

## 100074 [Accept and Expend Grant - PG&E Efficiency Contract - \$11,540,000]

Sponsor: Mayor

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of \$11,540,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100096 [Accept and Expend Grant - Light Brown Apple Moth Program - \$42,448.60]

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Food and Agriculture in the amount of \$42,448.60 to fund the Little Brown Apple Moth Program for the period of July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

# 100097 [Accept and Expend Grant - Ghana's Most-At-Risk Populations Size Estimation - \$28,465]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$28,465 from the University of California San Francisco (UCSF), to assist with a project entitled "Ghana's Most-At-Risk Populations Size Estimation" for the period of January 1, 2010, through March 31, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 100098 [Establishment of the Rainbow Honor Walk]

Sponsor: Dufty

Resolution establishing the Rainbow Honor Walk on Castro Street between 19th Street and Market Street, on Market street between Castro Street and Noe Street, on 19th Street between Diamond Street and Castro Street, on 18th Street between Collingwood Street and Hartford Street and initiating the process set forth in Public Works Code Sections 789 et seq. to provide for the creation of a program for and installation of commemorative plaques on the Rainbow Honor Walk. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100100 [Accept and Expend Grant - Department of Juvenile Probation - \$150,000] Sponsor: Maxwell

Resolution authorizing the Department of Juvenile Probation to retroactively accept and expend a grant in the amount of \$150,000 from the The Zellerbach Family Foundation to support the Department of Juvenile Probation's ongoing efforts in organizational and leadership development, in developing and implementing evidence based practices, and in strengthening partnerships with community based organizations. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100106 [Supporting the Department of Public Works Accreditation Efforts] Sponsor: Duffy

Resolution supporting the Department of Public Works' application to the American Public Works Association for accreditation. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100107 [Declaring February 5, 2010, as Joe Illick Day in San Francisco]

Sponsor: Dufty

Resolution declaring February 5, 2010, as Joe Illick Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100108 [Commending the Obama Administration for the Granting of Temporary Protected Status to Haitians Living in the United States]

Sponsors: Campos: Avalos and Chiu

Resolution commending the Obama Administration for granting temporary protected status to Haitians in the United States, and directing the Clerk of the Board to send a letter of support to President Obama, Secretary Napolitano, Speaker Pelosi, Senator Feinstein, and Senator Boxer. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100109 [In Solidarity With the Workers of the Mexican Electricians Union] Sponsor: Avalos

Resolution urging President Felipe Calderon and the Mexican Federal Government to immediately re-instate the workers of the Mexican Electricians Union and remove all military and police personnel from the occupied Mexican power plants. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100110 [Declaring February 1 - 7, 2010, as Larry Brinkin Week in the City and County of San Francisco]

Sponsor: Dufty

Resolution declaring February 1 - 7, 2010, as Larry Brinkin Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100111 [Urging Congress and President Obama to Increase California's Federal Medical Assistance Percentage by Renewing Federal Stimulus Funds]

Sponsor: Avalos

Resolution urging Congress and President Obama to increase California's Federal Medical Assistance Percentage by renewing federal stimulus funds. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100061 [Opposing Shading of Public Parks and Open Space]

Sponsors: Chiu; Avalos, Campos, Daly, Mar, Maxwell and Mirkarimi

Resolution opposing changes to the Park Shadow Ban that would increase shading of public parks and open space. REFERRED to Land Use and Economic Development Committee.

#### 100053 [Accepting a Gift to the Recreation and Park Department of Synthetic Turf Athletic Fields Valued at Approximately \$6,000,000 from the City Fields Foundation!

Sponsors: Mar, Campos, Chu, Chiu, Elsbernd, Alioto-Pier and Dufty

Resolution authorizing the Recreation and Park Department to accept a gift of synthetic turf athletic fields at Mission Playground and the Beach Chalet Soccer Fields, valued at approximately \$6,000,000 from the City Fields Foundation. ASSIGNED to City Operations and Neighborhood Services Committee.

#### Requests for Hearing

# 100086 [Public Safety Issues Concerning Chronic Low-Level Crimes and Harassment] Sponsor: Mirkarimi

Hearing on public safety issues concerning chronic low-level crimes and harassment, including a discussion on the feasibility of a "no sit and/or lie" law, requiring presentations from the San Francisco Police Department, the District Attorney's office, and the Human Services Agency, and requesting a representative from the City Attorney's office to be present. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100088 [Police, Sheriff, and Juvenile Probation Dapartments Budget Balancing Strategies in FY2010-2011]

Sponsor: Avalos

Hearing to consider budget balancing strategies and efficiencies for the Police Department, Sherrif's Department, and the Juvenile Probation Department in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100089 [City Administrator, Department of Public Works, and Recreation and Park Department Budget Balancing Strategies in FY2010-2011]

Sponsor: Avalos

Hearing to consider budget balancing strategies and efficiencies for the City Administrator, Department of Public Works, and the Recreation and Park Department in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100090 [Department of Public Health, Human Services Agency, and Department of Children, Youth and Families Budget Balancing Strategies in FY2010-2011] Sponsor: Avalos

Hearing to consider budget balancing strategies and efficiencies for the Department of Public Health, Human Services Agency, and the Department of Children, Youth and Families in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100091 [Biotech and Life Science Industry in San Francisco]

Sponsor: Maxwell

Hearing on the City's biotech-related programs including business retention and attraction, educational and workforce development efforts, and a discussion of the biotech payroll tax exemption five-year report. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100092 [Hunters Point Shipyard and Candlestick Point Development Project] Sponsor: Maxwell

Hearing on the Hunters Point Shipyard Phase 2 and Candlestick Point Integrated Development Project, including a discussion of the land use and design, housing, community benefits, employment and contracting, open space, sustainability, financing, infrastructure, and transportation components of the plan. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### Motions

### 100087 [Proclamation of Local Emergency - January 22, 2010]

Sponsor: Elsbernd

Motion concurring in the Mayor's January 22, 2010, Proclamation of Local Emergency, effective through February 2, 2010, and in the actions taken to meet the emergency.

#### 100094 [Directing the Budget and Legislative Analyst to Conduct a Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency to Determine its Effectiveness1

Sponsor: Campos

Motion directing the Budget and Legislative Analyst to conduct a limited scope performance audit of the San Francisco Municipal Transportation Agency (SFMTA) to determine if the SFMTA is operating in the most efficient, effective, and economical manner in establishing and collecting revenues and in managing expenditures. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### Introduced by the President at the Request of Departments

### PROPOSED ORDINANCES

#### 100068 [Settlement of Lawsuit - Marjorie Flores - \$57.500]

Ordinance authorizing settlement of the lawsuit filed by Marjorie Flores against the City and County of San Francisco for \$57,500; the lawsuit was filed on April 23, 2009, in San Francisco Superior Court, Case No. 09-487666, entitled Flores v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100069 [Settlement of Lawsuit - Yee Mei Hung - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Yee Mei Hung against the City and County of San Francisco and Thomas Mann Chu for \$50,000; the lawsuit was filed on February 3, 2009, in San Francisco Superior Court, Case No. 484-637; entitled Yee Mei Hung v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee

# 100080 [Repealing the Department of Technology Cash Revolving Fund]

Ordinance repealing Article XV, Section 10.143 of the San Francisco Administrative Code which established a cash revolving fund for the Department of Technology. (Department of Technology). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### PROPOSED RESOLUTIONS

[Approval to Award a Three-Year Lease for Surface Parking Between the Port of 100081 San Francisco and Central Parking System, Inc. (Lease No. L-14795) for Seawall Lots (SWL) 301, and SWL 314 Located in the Northern Waterfront] Resolution approving a Port Commission Lease with Central Parking System, Inc. a Tennessee Corporation in, for certain real property located at SWL 301 bounded by Taylor Street, Jefferson

Street, and Powell Street, and SWL 314 bounded by The Embarcadero and Bay Street, and Kearny Street the City and County of San Francisco for a term of 3 years. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an ordinance to amend our Chapter 6 and Chapter 83 Local Hiring and First Source statues to establish minimum mandatory requirements for hiring San Francisco residents with the following policy goals of:

- 1. Creating jobs for San Francisco residents;
- Combating systemic poverty and supporting community development for our most economically challenged communities;
- Harnessing environmental benefits of utilizing local workforce and reducing green house gas emission associated with commuting.

From: Supervisor Alioto-Pier

To: Director, Department of Public Works

Requesting/Inquiring: Inquiring of the Department of Public Works the location and type of each wireless service facility in the City and County of San Francisco permitted pursuant to San Francisco Administrative Code Section 11.9 (b). Supervisor Alioto-Pier further inquires the location of all pending wireless service facility permits in the City and County of San Francisco pursuant to Administrative Code Sections 11.9(a) & (b).

Please provide a list indicating the location of each wireless service facility, including both existing wireless service facilities and those pending approval and a list with the permit number, permit type, address, permit status, expiration date and company name.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location: Intersection of Webster & Geary Blvd., South west side of the street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

**Utility Boxes** 

Northwest corner Masonic & Haight Northeast corner Stanyan & Waller

Southeast corner Broderick & Fell Southwest corner Central & Fulton Southwest corner Steiner & Haight Southwest corner Haight & Fillmore Southeast corner Baker & Fell Northwest corner Grove & Webster By 1213 Fell

#### **Bus Shelter**

Southeast corner Divisadero & Haight Southwest corner Buchanan & Haight Northeast corner Pierce & Hayes Southwest corner Buena Vista East & Haight Northeast corner Haight & Buena Vista East Fillmore and Haight (all 4 bus stops, graffiti and grime)

#### **Emergency Boxes**

Northeast corner Fell & Divisadero Northwest corner Ashbury & Fell

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of removing graffiti from the following locations:

#### Garbage Cans

Northwest corner Clayton & Fulton Southeast corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southeast corner Buena Visa West & Haight Across the street from 10 Steiner Northwest corner Haight & Ashbury

#### Mailboxes

Northeast corner Buchanan & Haight Northeast corner Cole & Fulton Northwest corner Masonic & Haight Southeast corner Haight & Baker

### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

#### 637 Central 160 Pierce

603 Haight, on side of building

533 Haight 525 Haight

530 Haight

399 Haight on Webster side

456 Haight 299 Webster

253 Webster

201 Webster

201 vvebste

420 Haight 509 Haight

533 Haight

901 Oak

189 Page 507 Haight

262 Divisadero

1123 Oak

850 Oak

350 Fillmore

485 Scott

501 Divisadero, on Fell Street side

833 Cole

1658 Haight

1560 Haight

1529 Haight

1369 Haight 901 Haight

719 Haight

428 Haight 295 Buchanan

580 Haves

From; Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole In front of 833 Cole

Southeast Buchanan & Waller

### Metal Poles

Northeast corner Broderick & Haight Southeast corner Fillmore & Haight Southeast corner Divisadero & Oak Southwest corner Fillmore & Haight

### Southwest corner Fillmore & Waller

### In Memoriams

James Weatherholt II – Supervisor Mirkarimi Mary O. Jefferson – Supervisor Mirkarimi Garland Earp – Supervisor Mirkarimi Tom Hayes – Entire Board Emmy H. Altman – Supervisor Dufty Norm Rolfe – Supervisor Chiu



## Board of Supervisors



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

## Legislation Introduced

February 2, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

## Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

### Ordinances

FEB - 5 2010

SAN FRANCISCO PUBLIC LIBRARY

#### 100134 [Administrative Code Revision - Health Service System]

Sponsor: Elsbernd

Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Administrative Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100136 [Floodplain Management Program]

Sponsor: Elsbernd

Ordinance amending the floodplain management program established by Chapter 2A, Article XX, Sections 2A.280 - 2A.285 to the San Francisco Administrative Code; providing requirements for designating floodplains and for construction and development in floodplains. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100142 [Appropriating \$2,816,535 of State and Federal Revenues for Various Purposes

in the Human Services Agency for FY2009-20101

Sponsor: Mayor

Ordinance appropriating \$2.816.535 of various revenues, including \$672.043 of additional In-Home Support Services administrative and fraud prevention allocation from the State. \$1,315,790 of additional Federal and State Older Youth Adoption Services allocation, and \$828,704 of additional State Food Stamps administrative allocation, for In-Home Support Services administration, In-Home Support Services fraud prevention, the Food Stamps eligibility program, and activities to promote older youth adoptions in the Human Services Agency for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100143 [Public Employment - Human Services Agency]

Sponsor: Mayor

Ordinance amending Ordinance No. 183-09 (Annual Salary Ordinance FY2009-2010) to reflect the addition of 43 new positions (18.06 FTEs) at the Human Services Agency, RECEIVED AND ASSIGNED to Budget and Finance Committee.

## Resolutions

100133 [Loan to the Community Center Project of San Francisco, Inc., at 1800 Market Street - \$157,500]

Sponsors: Dufty; Campos

Resolution authorizing the City to make a \$157,500 loan to the Community Center Project of San Francisco, Inc., a California nonprofit public corporation, located at 1800 Market Street, and authorizing actions in furtherance of the Resolution. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100135 [Establishing Monthly Contribution Amount to Health Service Trust Fund]

Sponsor: Elsbernd

Resolution establishing monthly contribution amount to Health Service Trust Fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100137 [Accept and Expend Grant - Recreation and Park Department - \$200,000] Sponsor: Mar

Resolution authorizing the San Francisco Recreation and Park Department to apply for, accept and expend an Urban Forestry Inventory Grant administered by the California Department of Forestry and Fire Protection in the amount of \$200,000 for the Urban Forestry Project.

RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100138 [Accept and Expend Grant - Recreation and Park Department - \$65,000]
Sponsor: Mar

Resolution authorizing the San Francisco Recreation and Park Department to apply for, accept and expend an Urban Forestry Education Grant administered by the California Department of Forestry and Fire Protection in the amount of \$65,000 for the Urban Forestry Project.

RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100140 [Department of Public Works to Limit the Scope of Revetment Work at Ocean Beach and Urging the Re-Establishment of a Long-Term Planning Process for Ocean Beach Erosion]

Sponsor: Mirkarimi

Resolution directing the Department of Public Works to limit the scope of revetment work at Ocean Beach south of Sloat Boulevard and analyze the feasibility of repurposing existing concrete and rock revetment, and urging the re-establishment of a long-term planning process for addressing erosion Ocean Beach that includes removing any new rock revetment when it is safe to do so. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100141 [Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District] Sponsors: Mayor: Duffy

> Resolution declaring the City's intention to appropriate available Rainy Day Reserve funds to the San Francisco Unified School District, to help the District cope with the loss of State funding for the 2010-2011 school year. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## Requests for Hearing

## 100124 [Municipal Transportation Agency's Budget for FY2010-2011 and FY2011-2012]

Sponsor: Avalos

Hearing to consider the Municipal Transportation Agency's proposed two-year budget for FY2010-2011 and FY2011-2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100130 [San Francisco Unified School District's Bayview Empowerment Project]

Sponsor: Dufty

Hearing on the San Francisco Unified School District's Bayview Empowerment Project to promote schools, City, and community collaboration to support success of students and schools in the Bayview Community. RECEIVED AND ASSIGNED to City and School District Select Committee.

## 100129 [Truancy Initiatives by the San Francisco Unified School District and the City and County of San Francisco]

Sponsor: Dufty

Hearing to consider progress and future direction of Truancy initiatives by the San Francisco Unified School District and the City and County of San Francisco, including the new Truancy Assessment and Referral Center, Bayview CARES Center, and other efforts by the Mayor, District Attorney, and other departments. RECEIVED AND ASSIGNED to City and School District Select Committee.

## 100128 [Students Served by Multiple Systems Within San Francisco Unified School District]

Sponsor: Dufty

Hearing to consider how we are addressing the needs of students who are being served by multiple systems within San Francisco Unified School District and the City and County of San Francisco, among others. RECEIVED AND ASSIGNED to City and School District Select Committee.

## 100127 [Mobile Food Vendors Regulations]

Sponsor: Dufty

Hearing on the existing and desired procedures and regulations related to the operation of mobile food vehicles and pushcarts. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100126 [City Services Performance Reports]

Sponsor: Chu

Hearing to consider reports on the performance of City Services, including the bi-monthly Government Barometer Report to understand key activity and performance measures in major service areas, such as public safety, health and human services, streets and public works, public transit, recreation, environment, and customer service. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100125 [Controller's FY2009-2010 Six-Month Report]

Sponsor: Avalos

Hearing to consider the Controller's Six-month report for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100146 [Committee of the Whole - Earthquake Safety and Emergency Response General Obligation Bonds - \$652.070.000]

Hearing of persons interested in or objecting to proposed Resolution and proposed Ordinance relating to the Earthquake Safety and Emergency Response General Obligation Bonds - \$652,070,000. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 2/9/10.

## Motions

# 100119 [Committee of the Whole - Redevelopment Agency Disposition and Development Agreement]

Sponsor: Mirkarimi

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2010, for the purpose of considering a resolution approving a disposition and development agreement for a vacant parcel at 1345 Turk Street. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100122 [Concurring in January 19, 2010, Proclamation of Local Emergency]

Sponsor: Elsbernd

Motion concurring in the Mayor's January 19, 2010, Proclamation of Local Emergency, and in the actions taken to meet the emergency. APPROVED by Board of Supervisors on 2/2/10.

### 100123 [Concurring in January 22, 2010, Proclamation of Local Emergency]

Sponsors: Mayor: Elsbernd

Motion concurring in the Mayor's January 22, 2010, Proclamation of Local Emergency, and in the actions taken to meet the emergency. APPROVED by Board of Supervisors on 2/2/10.

# 100131 [Update on Labor Negotiations Concerning City Workers from the Mayor's Office and the Department of Human Resources]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on February 9, 2010, with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100132 [Closed Session - Update on Labor Negotiations Concerning City Workers from the Mayor's Office and the Department of Human Resources]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on February 9, 2010, with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers. ASSIGNED to Board of Supervisors on 2/9/10.

## 100139 [Budget and Legislative Analyst Audit of the Alemany Farmers' Market] Sponsor: Maxwell

Motion directing the Budget and Legislative Analyst to conduct an audit of the Alemany Farmers' Market and the Real Estate Department in its capacity as operator of the market. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100145 [Adopting Findings Related to the Conditional Use Appeal on Property Located at 1969 California Street]

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 17959, approving Conditional Use Application 2009.0639C on property located at 1969 California Street. (Clerk of the Board). REFERRED to Board of Supervisors on 2/9/10.

## Introduced by the President at the Request of Department

## PROPOSED RESOLUTION

### 100085 [Settlement of Unlitigated Claim - Patricia Geary - \$80,000]

Resolution approving the settlement of the unlitigated claim filed by Patricia Geary against the City and County of San Francisco for \$80,000; claim was filed on September 16, 2009. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee. Board Minutes for January 5, 2010 approved.

### Requests Granted

From: Supervisor Campos

To: Director, Recreation and Park Department

Requesting/Inquiring: Garfield is one of the most used pools. Garfield pool is essential to district health especially among certain demographic groups. It is crucial for the children of the Mission (and students who come with the school program) to have Garfield to learn to swim, fight diabetes and childhood obesity. etc.

A significant number of my constituents have expressed frustration with respect to RPD's approach to work on Garfield pool, as well as disparities between access to pools depending on district. In light of this, please respond to the following queries:

- Usually, the pools are maintained every year, closed for 2-5 weeks a year. We have been told that there was no significant maintenance for Garfield this vear. Is this the case?
- This year, we were assured by Aquatics and Parks and Rec that there was money budgeted for repairs and it would reopen Feb. 1 at the latest. What became of the aforementioned money? A line item accounting of where said money was and has gone would be appreciated.
- Last week, we heard that there were more serious repairs the shell of the pool needs to be relined or repainted. The pool was closed in Oct. and we have been told that no significant work has been done since then. Why?
- There's the issue of overhead lights not working. We've been told that RPD has known about this issue for at least a year. Have lights been ordered? Were estimates made for the inside roof work? How does RPD plan to deal with these issues and in what timeframe?
- RPD manages nine pools; is the cost of resurfacing not already a known quantity? Constituents have conveyed that it is common knowledge amongst users and staff that Garfield pool needed to be resurfaced. Is that the case? If so, does the resurfacing constitute a newly realized expense? Was no work performed at Garfield for more than 2 months? Has RPD been planning to close the pool for some time?
- If running the pools is a money loser, why not cut back equally at all the pools, rather than eliminate all swimming for an entire neighborhood? Perhaps there is a need for a citywide pool hours equity plan; RPD's thoughts on this matter are welcomed. All of the pools are important city

resources. Garfield is no different.

Your prompt response on this important matter is very much appreciated.

Thank You

From: Supervisors Maxwell and Dufty

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to:

- Modify Administrative Code Chapter 6.68 to allow, for the Bayview Library Project, "Cost-and-Quality" based selection in an Integrated Project Delivery approach, similar to that which already exists for "Design-Build" elsewhere in the code.
- Authorize the contracting authority to limit the solicitation to firms legally based in the zip code in which the project is located.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### **Utility Boxes**

Northeast corner Fell & Stanyan Southwest corner Sutter & Fillmore Southeast corner Baker & Fell Southeast corner Bush & Fillmore Southwest corner Post & Fillmore

### Garbage Cans

Northwest corner Parnassus & Stanyan Northwest corner Haight & Fillmore

## **Bus Shelters**

Southeast corner Sutter & Scott Southeast corner McAllister & Fillmore In front of 500 Fillmore Haight & Fillmore, all four bus shelters graffiti & grime

#### Mailboxes

Southwest corner Masonic & Haight Northeast corner Laguna & McAllister Northeast corner Fell & Buchanan

### Emergency Boxes

Northeast corner Pierce & Turk

### Wood Poles

3 poles on Linden Alley, between Octavia & Gough

## Metal Poles

Southeast corner California & Divisadero Southeast corner Laguna & Fulton Northwest corner Fillmore & Haight, near the bus shelter on the Fillmore side

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

2402 California

1615 Broderick

299 Webster

350 Laguna

501 Divisadero, on the Fell Street side

1646 Haight

619 Webster

745 Buchanan, on the sides of the building, Grove and the alley

322 Fillmore

501 Fillmore

350 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore & Post Southwest corner of Divisadero & Sutter

9<sup>th</sup> Avenue & Judah (near bus stops)

7th Avenue & Irving (near bus stops)

Northwest corner of Hayes & Fillmore Southeast corner of Fillmore & Haight

#### San Francisco Chronicle

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore Irving & 9<sup>th</sup> Avenue

Irving & 7th Avenue

Southwest corner of Haight & Clayton Southeast corner of Haight & Masonic

#### Examiner

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore SF Daily Northwest corner of Hayes & Gough

City Star

Northwest corner of Hayes & Gough Southeast corner of Fillmore & Haight

SF Weekly

Southeast corner of Masonic & Haight and Southeast corner of Haight & Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location: On Fillmore, between McAllister & Eddy.

#### In Memoriams

J.D. Salinger – Supervisor Mirkarimi Howard Zinn – Supervisor Mirkarimi Rick Fragulia – Supervisor Dufty



## **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

## Legislation Introduced

February 9, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

## Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

FFR 1 2 2010

## <u>Ordinances</u>

100160

SAN FRANCISCO PUBLIC LIBRARY

# Exchange to Fund Park and Open Space Planning in the City Planning Commission for FY2009-2010]

Sponsor: Maxwell

Ordinance appropriating \$400,000 of revenues from the transfer of a 50-foot by 628-foot strip of Channel Street on the southwest side of 7th Street owned by the City and County of San Francisco, in exchange for 35,250 square feet of land at the southwest corner of Tocoloma and Lathrop Avenues owned by Norcal Waste Systems, Inc. for park and open space planning in the Showplace Square/Potrero Hill Plan Area of the Eastern Neighborhoods Program in the City Planning Commission, the Recreation and Park Department, and the Department of Public Works for FY2009-2010. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

[Appropriating \$400,000 of Revenues From the Little Hollywood Property

## 100161 [Adopting Implementation Plan for CleanPowerSF]

Sponsors: Mirkarimi; Campos, Mar, Dufty, Chiu and Daly

Ordinance adopting a revised Implementation Plan for the City's Community Choice Aggregation Program, CleanPowerSF, and authorizing the filing of the Implementation Plan with the California Public Utilities Commission. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 090228 [Payroll Expense Tax Revision to Encourage Job Retention and Creation in San Francisco]

Sponsors: Mayor: Dufty

Ordinance amending the Payroll Expense Tax Ordinance by adding Section 905 to permit the Payroll Expense Tax owed for 2010 to be paid at the lower of the amount owed for 2009 or 2010 and for 2011 to be paid at the lowest of the amount owed for 2009, 2010, or 2011. SUBSTITUTE; ASSIGNED to Budget and Finance Committee.

#### Resolutions

## 100121 [Redevelopment Agency Sale of Land at 1345 Turk Street Through a Disposition and Development Agreement]

Sponsor: Mirkarimi

Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement for Assessor's Block No. 0756, Lot No. 017, commonly known as 1345 Turk Street, to sell the Site to MSPDI Turk, LLC, a California limited liability company, for the development of 32 affordable for sale housing units for low- and moderate-income households. ASSIGNED to Board of Supervisors for 2/23/10.

#### 100163 [American Red Cross Month - March 2010]

Sponsor: Dufty

Resolution declaring March 2010 as American Red Cross Month. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100165 [Endorsing Rally for California's Future - March 4, 2010]

Sponsor: Mar

Resolution endorsing Rally for Califronia's Future, a statewide day of action in suport of education and public sector services on March 4, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

## 100120 [Committee of the Whole - Redevelopment Agency Sale of Land at 1345 Turk Street Through a Disposition and Development Agreement]

Sponsor: Mirkarimi

Hearing to consider the Proposed Disposition and Development Agreement between the Redevelopment Agency of the City and County of San Francisco and MSPDI, Turk LLC., for the disposition of land at 1345 Turk Street, pursuant to the provisions of the California Community Redevelopment Law Section 33433. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors for 2/23/10.

## 100158 [Implementation of Ordinance No. 228-09 - Confidentiality of Juveniles' Immigration Status]

Sponsor: Campos

Hearing on the Juvenile Probation Department's status regarding the implementation of Ordinance No. 228-09 on the Confidentiality of Juveniles' Immigration Status, which the Board of Supervisors passed on November 10, 2009. RECEIVED AND ASSIGNED to Rules Committee.

## 100159 [San Francisco's New Day for Learning Initiative]

Sponsor: Dufty

Hearing to consider the San Francisco's New Day for Learning Initiative and its collaboration among the San Francisco Unified School District; City and County of San Francisco, especially the Department of Children, Youth and Their Families, and the San Francisco School Alliance. RECEIVED AND ASSIGNED to City and School District Select Committee.

# 100162 [Department of Emergency Management and Fire Department Budget Balancing Strategies in FY2010-2011]

Sponsor: Avalos

Hearing to consider budget balancing strategies and efficiencies for the Department of Emergency Management and the Fire Department in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Motions

## 100148 [Setting the Budget and Legislative Analyst Services Work Plan for 2010]

Motion approving the Budget and Legislative Analyst Services work plan for 2010, which: (a) allocates hours for calendar year 2010, (b) authorizes the Budget and Legislative Analyst to reallocate up to 10 percent of the hours based on Board of Supervisors service needs, and (c) requires Board of Supervisors approval of hours re-allocation greater than 10 percent; and establishes performance goals and sets a date for the 2010 annual performance evaluation of the Budget and Legislative Analyst Joint Venture Partnership. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100164 [Extending the Joint City and School District Committee] Sponsor: Dufty

Motion amending the Board of Supervisors' Rules of Order No. 5.7 to extend the term of the Joint City and School District Select Committee through March 1, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

## Introduced by the President at Request of Departments

## PROPOSED ORDINANCES

## 100112 [Dispatch Services in the Program for Additional Police Department Services] Ordinance amending San Francisco Administrative Code Sections 10B.1, 10B.2, 10B.3, 10B.4

and 10B.5 to include dispatch services provided by the Department of Emergency Management in the program for additional Police Department services. (Department of Emergency Management). RECEIVED AND ASSIGNED to Public Safety Committee.

## 100113 [Private Ambulance Regulatory Fee Payments]

Ordinance amending Business and Tax Regulations Code Section 249.8 to require payment of private ambulance regulatory fees to the Department of Emergency Management rather than to the City Treasurer. (Department of Emergency Management). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100118 [Settlement of Claim - Elisa Gill - \$50,000]

Resolution approving the settlement of Equal Employment and Opportunity Commission Charge No. 550-2009-00090, filed by Elisa Gill on October 28, 2008, against the San Francisco Public Utilities Commission, for \$50,000. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### PROPOSED RESOLUTION

100105 [Approval of Contract for Uncompensated Reimbursement Recovery Services for the Department of Public Health - \$16,570,000]

Resolution authorizing the San Francisco Department of Public Health to amend its contract with Health Advocates, LLC to provide uncompensated reimbursement recovery services for the term of April 1, 2006, through December 31, 2013, in the amount of \$16,570,000. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Board Minutes for January 12, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

48 Haight

124 Haight

173 Haight

55 Laguna (UC Campus, on the Haight and Buchanan side)

298 Buchanan

569 Haves

979 Oak

928 Oak 901 Oak

200 Webster, on the Haight side

533 Haight

456 Haight

425 Haight

520 Steiner

160 Pierce

333 Haight

398 Haight

428 Haight

546 Haight

588 Haight

609 Haight

615 Haight 645 Haight

707 Haight

739 Haight

747 Haight

715 Haight

611 Haight

599 Haight

533 Haight

767 Haight

791 Haight

839 Haight

863 Haight 959 Haight 1035 Haight 1158 Haight 1304 Haight 1324 Haight 1340 Haight 1350 Haight 1374 Haight 1426 Haight 1427 Haight 1441 Haight 1465 Haight 1468 Haight 1480 Haight 1515 Haight 1529 Haight 1556 Haight 1564 Haight 1601 Haight 1605 Haight 1609 Haight 1650 Haight 1659 Haight 1673 Haight 1699 Haight 1708 Haight 1742 Haight 1773 Haight 1782 Haight 1787 Haight 1793 Haight 1818 Haight 1825 Haight

1855 Haight 400 Duboce, on the Fillmore and Church side

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

## **Utility Boxes**

Northeast corner Buchanan & Haight Southwest corner Steiner & Haight Southeast corner Stanyan & Hayes Northeast corner Laguna & Oak In front of 1213 Fell Northwest corner Duboce & Church

#### Garbage Cans

Northwest corner Parnassus & Stanyan Northwest corner Haight & Fillmore

#### **Bus Shelters**

Southeast corner Sutter & Scott Southeast corner McAllister & Fillmore In front of 500 Fillmore Haight & Fillmore, all four bus shelters graffiti & grime

#### Mailboxes

Northeast corner Laguna & McAllister

### **Emergency Boxes**

Northeast corner Oak & Scott Northwest corner Page & Steiner Northwest corner Fell & Fillmore

#### Metal Poles

In front of 1969 Sutter Southeast corner Golden Gate & Webster Southeast corner Pierce & Haight In front of 332 Haight In front of 1375 Haight

#### Garbage Cans

Northeast corner Fulton & Webster Southeast corner Haight & Fillmore Southwest corner Haight & Baker

#### **Bus Shelters**

Southwest corner Pierce & Haight Southwest corner Buchanan & Haight Northeast corner Buena Vista East & Haight Southwest corner Masonic & Haight Southwest corner Masonic & Oak

#### In Memoriams

Benjamin Gardiner – Supervisor Dufty Francis Thomas Ahern – Supervisor Dufty Joseph Mercer Cherney – Supervisor Dufty



## **Board of Supervisors**



City Hall I Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

13

Legislation Introduced

February 23, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

## Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

FEB 2 6 2010

## Ordinances

SAN FRANCISCO PUBLIC LIBRARY

## 100204 [Americans with Disabilities Act - Reasonable Modification Policy] Sponsor: Alioto-Pier

Ordinance adding Administrative Code Section 2A.22.3 to adopt a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## 100206

[Appropriating \$157,500 of General Fund Reserve for a Loan to the Community Center Project of San Francisco in the City Administrator's Budget for FY2009-20101

Sponsors: Dufty: Campos

Ordinance appropriating \$157,500 of General Fund Reserve for a loan to the Community Center Project of San Francisco, Inc., a California nonprofit public corporation, in the City Administrator's Budget for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100208

[Accept and Expend Grant - American Recovery and Reinvestment Act and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$750,635] Sponsor: Mavor

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$750,635 from the federal Department of Energy's Solar America Initiative to remove barriers to the deployment of solar technologies in San Francisco by addressing the lack of financing options for solar power installations and amending Ordinance No. 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 091269 [Payroll Expense Tax Biotechnology Exclusion Amendment]

Sponsor: Alioto-Pier

Ordinance amending Section 906.1 of the San Francisco Business and Tax Regulations Code to clarify the definition of "biotechnology business" and to allow applicants to claim the biotechnology exclusion for seven and one half (7.5) years irrespective of the application date. SUBSTITUTE; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Resolutions

## 100205 [Accept and Expend Grant - FY2009 Federal Interoperable Emergency Communications Program - \$1.370.063]

Sponsor: Chu

Resolution authorizing the Department of Emergency Management, as primary grantee and fiscal agent for the Capitol-Bay Planning Area, to accept and expend retroactively a FY2009 Interoperable Emergency Communications Program Grant award in the amount of \$1,370,063 from the United States Department of Homeland Security, through the California Emergency Management Agency, for the period June 1, 2009, to February 28, 2011. RECEIVED AND ASSIGNED to Public Safety Committee.

## 100207 [Accept and Expend Grant - Homeless Health and Wellness Training - \$108,600]

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$108,600 from the San Francisco Community Clinic Consortium, to assist with a project entitled "Homeless Health and Wellness Training" for the period of March 27, 2009, through March 26, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100209 [Accept and Expend Grant - American Recovery and Reinvestment Act - \$2.080.000]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$2,080,000 from the California Energy Commission's State Energy Program, to provide financial assistance for GreenFinanceSF, the City's municipal financing program for energy and water retrofits of privately-owned buildings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100210 [Accept Grant - American Recovery and Reinvestment Act - \$875,957]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to accept a grant in the amount of \$875,957 from the California Energy Commission's State Energy Program, through the Association of Bay Area Governments, for the deployment of energy efficiency projects in the City. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100211 [Potrero Branch Library Reopening]

Sponsor: Maxwell

Resolution recognizing the Grand Reopening of the Potrero Branch Library and commending the San Francisco Public Library, residents of the Potrero, the Department of Public Works, and their team, for their hard work and commitment to San Francisco and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100212 [Plan for Bicycle Facilities at Certain Dangerous Intersections and Street Segments]

Sponsor: Daly

Resolution calling upon the Municipal Transportation Agency to commence study and planning for bicycle facilities around the intersections of Market, Polk, Oak and 10th Street, and of Howard, South Van Ness, 13th Street and Division, and along Division, 13th Street and Duboce from Folsom to Valencia. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100213 [Urging Further Collaboration to Improve the 2010 Bay to Breakers] Sponsor: Mirkarimi

Resolution commending the improvements made to the 2009 Bay to Breakers and urging the race sponsors to further collaborate with City agencies, neighborhoods, and race advocates to develop plans that will minimize adverse impacts on affected neighborhoods while including floats and non-running participants and ensuring the long-term financial and logistical success of the race. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100214 [Commending Brooks Orpik]

Sponsors: Chu; Dufty

Resolution commending Brooks Orpik for representing San Francisco in the 2010 Winter Olympics. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100215 [Urging the State Legislature and San Francisco's State Legislative Delegation to Permit the Continued Sale of Rice-Based Noodles]

Sponsor: Chiu

Resolution urging the State Legislature and San Francisco's State Legislative Delegation to permit the continued sale of rice-based noodles. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 091209 [Interim Zoning Controls for the Bayshore Corridor]

Sponsors: Maxwell: Campos and Dufty

Resolution imposing interim zoning controls to require Conditional Use authorization for all projects that involve. (1) establishment of a formula retail use, (2) new retail uses that are 25,000 gross square feet or larger; and/or (3) a lot merger that creates a new lot that is 25,000 square feet or larger, for a period of eighteen (18) months, on all properties on lots fronting Bayshore Boulevard, from Jerrold Avenue to the I-280 Freeway; the west side of Loomis Street, from Jerrold Avenue to the I-280 Freeway; Oakdale Avenue from Loomis Street to Bayshore Boulevard, Marengo Street from Bayshore Boulevard to Waterloo Street; and the west side of Boutwell Street from Industrial Street to the I-280 Freeway; specifying criteria to be applied in the evaluation of a conditional use permit application, in addition to the criteria listed in Section 303 of the Planning Code; and making findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. REACTIVATED PURSUANT TO RULE 5.23 to Land Use and Economic Development Committee.

## Requests for Hearing

## 100197 [Implementation of the JOBS NOW Program]

Sponsor: Avalos

Hearing on the implementation and administration of the JOBS NOW program in both the private and public sector, regarding process, outcomes and challenges. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### [City Services Auditor Report - Port of San Francisco] 100198

Sponsor: Mar

Hearing on the City Services Auditor Report on Port of San Francisco regarding poor management and triangle parking lot oversight. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100199 ICity Services Auditor Report - San Francisco Municipal Transportation Agencyl Sponsor: Mar

Hearing on the City Services Auditor Report on the San Francisco Municipal Transportation Agency regarding Mission Bartlett, North Beach, Vallejo Street, and San Francisco General Hospital garages audit. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee

#### 100200 [City Services Auditor Report - Office of Contract Administration]

Hearing on the City Services Auditor Report on the Office of Contract Administration regarding Office Depot not in compliance with its contract an overcharge of at least \$5.750.00 to the City. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100201 [Management Audit of San Francisco's Commodity Purchasing Process] Sponsor: Mar

Hearing on the management audit of San Francisco's Commodity Purchasing Process. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100202 [San Francisco Municipal Transportation Agency's Quality Review] Sponsor: Mar

Hearing to consider the recently completed biennial review of the San Francisco Municipal Transportation Agency's progress toward its adopted goals, objectives, and performance standards as required under Charter Section 8A.107. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100203 [Truck Route Planning in Southeast San Francisco] Sponsor: Maxwell

Hearing on the progress of the collaborative effort between the Municipal Transportation Agency and the Department of Public Health to address health and safety issues associated with truck traffic in southeast San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## Motions

#### 100216 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 8, 2010, Election] Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 8, 2010, Election. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

### Introduced by the President at the Request of Departments

## PROPOSED ORDINANCES

### 100168 [Wastewater Revenue Bond Issuance]

Ordinance approving the issuance and sale of wastewater revenue bonds by the San Francisco Public Utilities Commission to finance various projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### PROPOSED RESOLUTIONS

### 100166 [Settlement of Unlitigated Claim - Larkfield, Inc. - \$49,500]

Resolution approving the settlement of the unlitigated claim filed by Larkfield, Inc., against the City and County San Francisco for \$49,500; claim was filed on September 2, 2009. RECEIVED AND ASSIGNED to Rules Committee.

## 100167 [Agreement to Purchase Two Access Road Easements Over Portions of APN 016-002-014 Located in Stanislaus County]

Resolution approving and authorizing an agreement for the purchase of two permanent access road easements totaling 1.07 acres over portions of Assessor's Parcel No. 016-002-014 located in Stanislaus County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of \$2,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and eight priority policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100169 [Wastewater Revenue Bonds Issuance - Not to Exceed \$285,600,000]

Resolution approving the issuance of not to exceed \$285,600,000 in aggregate principal amount of wastewater revenue bonds to be issued by the Public Utilities Commission; affirming covenants contained in the indenture pursuant to which the wastewater revenue bonds are issued; and authorizing the taking of appropriate actions in connection therewith; and related matters. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Potholes and Sidewalk issues

Fell & Fillmore intersection
Fell & Steiner intersection
Fillmore & Golden Gate
Fillmore & McAllister, east side

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore & Post Southwest corner of Divisadero & Sutter 9<sup>th</sup> Avenue & Judah (near bus stops) 7<sup>th</sup> Avenue & Irving (near bus stops) Northwest corner of Hayes & Fillmore Southeast corner of Fillmore & Haight

#### San Francisco Chronicle

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore Irving & 9<sup>th</sup> Avenue Irvine & 7<sup>th</sup> Avenue Southwest corner of Haight & Clayton Southeast corner of Haight & Masonic

#### Examiner

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore

#### SF Daily

Northwest corner of Hayes & Gough

#### City Star

Northwest corner of Hayes & Gough Southeast corner of Fillmore & Haight

#### SF Weekly

Southeast corner of Masonic & Haight and Southeast corner of Haight & Fillmore

### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

### Garbage Cans

On Haight between Central & Masonic Northeast corner Page & Stanyan Southwest corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southeast corner Fillmore & Haight

#### Mailboxes

Southwest corner Masonic & Haight

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

## **Utility Boxes**

Northwest corner Masonic & Haight Northeast corner Steiner & Oak Southeast corner Divisadero & Hayes Northeast corner Waller & Scott Northeast corner Oak & Fillmore Northwest corner Fillmore & Hermann

### **Bus Shelter**

Northwest corner Sutter & Laguna Northeast corner Masonic & Fulton Southeast corner Buena Vista East & Haight Fillmore & Haight (all 4 bus stops, graffiti and grime)

## **Emergency Boxes**

Northeast corner Fell & Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

499 Baker

501 Fillmore

326 Scott, fence

615 Oak

295 Buchanan

612 Haight

485 Scott

901 Haight

537 Haight

414 Haight

418 Haight

400 Duboce 1301 Haight

615 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Wood Pole

Southeast corner Cole & Page

## Metal Poles

Northwest corner Central & Haight
Northwest corner Waller & Fillmore
Southeast corner Divisadero & Oak
Southwest corner McAllister & Fillmore, near bus stop
Northwest corner Laguna & Grove
In front of 445 Fillmore

Northwest corner Page & Fillmore

Northwest corner Fell & Fillmore

## In Memoriams

Rosa Mae Richard – Supervisor Dufty Elizabeth Driscoll – Supervisor Elsbernd Peter Kolenda – Supervisors Elsbernd and Chu Rosa Durham-Hammork – Supervisor Mirkarimi Bruce Miller – Supervisor Dufty

## **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA. 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

## Legislation Introduced

March 2, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

MAR - 5 2010

### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

# 100232 [Accept and Expend Grant – Office of the Public Defender and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$166,981.50]

Sponsor: Mirkarimi

Ordinance authorizing the Office of the Public Defender to retroactively accept and expend a grant in the amount of \$166,981.50 from the Metta Fund Foundation to implement a Supported Employment program to assist Public Defender clients with mental illness in securing competitive employment, and amending Ordinance No. 183-09 (Annual Salary Ordinance, FY 2009-2010) to reflect addition of one (1) grant-funded position (0.25 FTE) in Class 2910 Social Worker at the Office of the Public Defender. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100233 [Prohibition on Sitting or Lying on Public Sidewalks]

Sponsors: Mayor; Alioto-Pier

Ordinance amending San Francisco Police.Code by adding Section 168 to prohibit sitting or lying down upon a public sidewalk during specified hours, and with exceptions for the disabled and others. RECEIVED AND ASSIGNED to Public Safety Committee.

## Resolutions

## 100227 [Accept and Expend Grant - Recreation and Parks - \$910,800]

Sponsor: Alioto-Pier

Resolution authorizing the Department of Recreation and Parks to rectroactively accept and expend a gift valued at \$910,800 from the Friends of Presidio Heights Playground through the San Francisco Parks Trust for Phase One Improvements to Presidio Heights Playground. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 100228 [Redevelopment Agency Budget FY2009-2010]

Sponsor: Avalos

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for FY2009-2010 by increasing the Agency's tax increment bond proceeds by \$28,000,000 and authorizing expenditures in an amount not to exceed \$28,800,000 for payment to the Supplemental Educational Revenue Augmentation Fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100229 [Accept and Expend Grant - Recreation and Parks - \$88,000]

Sponsor: Campos

Resolution authorizing the Department of Recreation and Parks to retroactively accept and expend a gift valued at \$88,000 from the San Francisco Conservation Corps, to replace landscape retaining walls and steps at Ogden Terrace Community Garden. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100230 [Accept and Expend Grant - San Francisco Vaccine and Prevention Unit-\$47.7591

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$47,759 from the Public Health Foundation Enterprises, Inc., to assist with a project entitled "San Francisco Vaccine and Prevention Unit" for the period of January 1, 2010, through August 31, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100231 [Accept and Expend Grant - Buena Vista Park Project, Phase II - \$115,025]

Sponsor: Dufty

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant for the Buena Vista Park Project, Phase II, in the amount of \$115,025 available under the Federal Land and Water Conservation Fund Program administered by the California Department of Parks and Recreation under the provisions of the Land and Water Conservation Fund Act of 1965. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100236 [Supporting the March to Sacramento to Protect Public Higher Education in California - March 22, 2010]

Sponsor: Avalos

Resolution supporting the March 22, 2010, "March in March IV" Sacramento to protect and promote public higher education in California and to urge State government officials to work together on FY2010-2011 budget that does not include cuts to public education and student fee increases. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100237 [Extending the Life of Western SoMa Citizens Planning Task Force]

Sponsor: Daly

Resolution extending the life of the Western SoMa Citizens Planning Task Force. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100238 [Endorsing the California Democracy Act]

Sponsors: Mar: Avalos and Mirkarimi

Resolution endorsing the California Democracy Act and supporting the campaign to ensure its passage in 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100239 [Suporting Senate Bill 438]

Sponsor: Mar

Resolution suporting Senate Bill 438 to ensure all charter schools adhere to the states student speech and employee protection laws. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100240 [Supporting Senate Bill 330]

Sponsor: Mar

Resolution supporting Senate Bill 330 for increased transparency and accountability in auxiliary organizations and foundations in the University of California and California State University systems. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING

## 100241 [Support of Institutional Financial Aid for Assembly Bill 540 Students]

Sponsor: Mar

Resolution supporting institutional financial aide for Assembly Bill 540 students. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100242 [Call for the Federal Government to Release California Gray Whale Population Research Findings and Fund Assessment]

Sponsor: Mirkarimi

Resolution calling on the Federal Government to make California Gray Whale (Eschrichtius Robustus) population research findings immediately available and to fund the National Marine & Fisheries Service to assess the major threats to the California Gray Whale. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Charter Amendment**

# 100235 [Transferring the Police Department's Functions, Assets and Operations to the Sheriff]

Sponsor: Daly

Charter Amendment (First Draft) to to amend the Charter of the City and County of San Francisco by amending Section 6.105 and providing for the repeal of Section 4.109, to transfer the Police Department's functions, assets and operations to the Sheriff. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## Requests for Hearing

## 100224 [California Pacific Medical Center - Pacific Campus Hemodialysis Unit]

Sponsor: Alioto-Pier

Hearing regarding information about California Pacific Medical Center's potential plans to sell the Pacific Campus Hemodialysis Unit to DaVita, a for-profit dialysis company and whether patient care will be compromised in such an event. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100225 [Ongoing Budget Updates]

Sponsor: Avalos

Ongoing hearing to consider updates from the Mayor's Office and from various City departments, including budget balancing strategies and proposals, as well as matters, such as local, state, and federal changes to revenue, that may impact the budget. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100226 [Neighborhood Streets Status Update]

Sponsor: Chu

Hearing request for status of neighborhood streets including: 1) update from Capital Planning Committee on the progress of funding for street repairs; 2) a report from 311 on number of service requests for street repairs from each district/neighborhood and response time; and 3) the process of neighborhood requests for restriping of roadways and crosswalks. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100234 [Committee of the Whole - Just Cause Eviction Protections for Residential Tenants in Properties Subject to Foreclosure Which Adds to the Definition of "Foreclosure" and Includes New Noticing Requirements]

Hearing of persons interested in or objecting to new amendments to proposed Ordinance relating to just cause eviction protections for residential tenants in properties subject to foreclosure which adds to the definition of "foreclosure" and includes new noticing requirements. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on March 9, 2010.

#### Introduced by President at Request of Department

### PROPOSED RESOLUTIONS

## 100174 [Approval of Mental Health Services Act Innovation Work Plan]

Resolution authorizing adoption of the Mental Health Services Act Innovation Work Plan and modification of Contract No. 07-77338-000 to include this Plan in the agreement. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100175 [Approval of Mental Health Services Act FY2010-2011 Annual Plan Update] Resolution authorizing adoption of the Mental Health Services Act FY2010-2011 Plan Update for the Community Services and Support, Prevention and Early Intervention, and Workforce Education and Training and modification of Contract No. 07-77338-000 to include this Annual Update in the agreement. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100176 [Approve a Lease with the Federal Express Corporation at Building 900] Resolution approving and authorizing the execution of Lease No. 09-0280 with Federal Express Corporation for cargo warehouse and support office space to be occupied by Federal Express Corporation in Building 900 at San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100177 [Real Property Lease Amendment - One Market Plaza]
Resolution approving a lease at One Market Plaza, for the Department of Emergency
Management under Administrative Code Section 23.27. (Real Estate Department). RECEIVED
AND ASSIGNED to Budget and Finance Committee.

## Requests Granted

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that bans carrying concealed weapons in house of worship.

From: Supervisor Chu

To: City Attorney

To: Controller

Requesting/Inquiring: Inquiring to the City Attorney's Office/Controller's Office on the number of claims and amount paid out in settlements against the city and County of San Francisco in the past 10 years. Please indicate specifically the number and value of claims categorized by types of claims (ie: damage to property due to flooding, vehicle collisions, personal injury due to uneven roadways, etc).

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Poles

In front of 242 Fillmore In front of 20 Fillmore

### Metal Poles

Northeast corner Broderick & Haight Northwest corner Fillmore & Fell Southeast corner Fulton & Laguna Southwest corner Laguna & Turk Webster & Fulton, in the median In front of 558 Waller In front of 242 Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

400 Divisadero 2270 Bush 1619 Laguna

1140 Fell, on the fence

248 Scott

160 Pierce

436 Buchanan, on the wood flower boxes

747 Haight

630 Haight

533 Haight

55 Laguna, on Buchanan & Haight sides

901 Haight

981 Haight

100 Broderick, on the Haight side

670 Stanyan

1425 Oak

1215 Oak

1374 Haight

1468 Haight

202 Webster

600 Oak

429 Webster

1649 Haight

745 Haight

707 Haight

681 Haight

609 Haight

542 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

## Potholes and Sidewalk issues

Intersection Fillmore & Turk

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

## **Utility Box**

Southeast corner Geary & Laguna

## Bus Shelters

Southeast corner Haight near Stanyan, Southside of street Southwest corner Buchanan & Haight

Southeast corner Stanyan & Oak Southwest corner Buena Vista East & Haight Northeast corner Geary & Laguna Fillmore & Haight (all 4 bus stops, graffiti and grime)

**Emergency Box** 

Northeast corner Fell & Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Northwest corner Clayton & Fulton Southeast corner Haight & Fillmore

Mailboxes

Southwest corner Webster & Oak Northeast corner Cole & Fulton Southwest corner Masonic & Haight

Street Wall and Overpasses

Geary & Steiner on the Southwest corner & Northwest corner

Vacant Lot

Muni-Substation on Turk Street side

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

## Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

## SF Daily

Northwest corner of Hayes and Gough

## City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

## SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

### In Memoriams

Dr. Rahmatollah Pakdel – Supervisor Ross Mirkarimi Loni Ding – Supervisor Eric Mar

## **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel No 554-5184 TDD No. 554-5227

## Legislation Introduced

March 9, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

DOCUMENTS DEPT

MAR 1 2 2010

Ordinances

SAN FRANCISCO PUBLIC LIBRARY

100268

[Accept and Expend Grant - Federal Edward Byrne Memorial Justice Assistance and Amend Annual Salary Ordinance FY2009-2010 - \$729,9321 Sponsor: Mayor

Ordinance authorizing the Department of Children, Youth & Their Families to retroactively accept and expend grant funding in the amount of \$729,932 from the Federal Department of Justice, Office of Justice Programs for implementation of criminal justice programs; and amending the Annual Salary Ordinance No. 183-09 for FY2009-2010 to reflect the addition of one Class 1822 grant-funded position (0.50 FTE) at the Department of Children, Youth & Their Families (CHF) and one Class 2910 grant-funded position (0.50 FTE) at the Public Defender's Office (PDR). RECEIVED AND ASSIGNED to Public Safety Committee.

091251 [Development Fee Collection Procedure: Administrative Fee] Sponsors: Mayor; Dufty

Ordinance amending the San Francisco Building Code by adding Section 107A.13 to establish a procedure for the Department of Building Inspection (DBI) to collect development impact and in lieu fees, to provide that the fees are payable prior to issuance of the first building permit or, in the case where a site permit is issued, the first addendum authorizing construction of the project, with a temporary option for the project sponsor to defer payment to prior to issuance of the first certificate of occupancy upon agreeing to pay a deferral surcharge on the amount owed that would be deposited into the same fund that receives the development fees, to require that any in-kind public benefits required in lieu of payment of development fees are implemented prior to issuance of the first certificate of occupancy for the project, to require DBI to generate a Project Development Fee Report prior to issuance of the building or site permit for the project listing all fees due with the opportunity for an appeal of technical errors to the Board of Appeals. to establish a Development Fee Collection Unit within DBI and a fee for administering the program; providing that the ordinance's operative date is May 15, 2010; and adopting findings, including environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. SUBSTITUTE.

# 091252 [Affordable Housing Transfer Fee Restriction Alternative for Inclusionary and Jobs Housing Linkage Programs]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Sections 313.4 and 315.5 and by adding Section 313.16 to add an alternative for compliance with the Jobs Housing Linkage Program and the Residential Inclusionary Affordable Housing Program by allowing a project sponsor to defer 33% of its obligation under either Program in exchange for recording an Affordable Housing Transfer Fee Restriction on the affected property providing that 1% of the value of the property be paid to the Citywide Affordable Housing Fund at every future transfer of the Property, and making findings including findings under the California Environmental Quality Act. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. SUBSTITUTE.

### 091275 [Development Impact and In-Lieu Fees]

Sponsors: Mayor: Dufty

Ordinance amending the San Francisco Planning Code to create Article 4 for development impact fees and requirements, move Planning Code Sections 135(i), 135.3(d), 135.3(e), 139, 143, 149, a portion of 249,33, 313-313,15, 314-314,8, 315-315,9, 318-318,9, 319-319,7, 326-326.8, 327-327.6, and 331-331.6 and Chapter 38 of the San Francisco Administrative Code (Transit Impact Development Fee) to Article 4, and renumber and amend the sections; to provide that the Department of Building Inspection (DBI) will collect the development fees prior to issuance of the first building permit or other document authorizing project construction and verify that any in-kind public improvements required in lieu of a development fee are implemented prior to issuance of the first certificate of occupancy; to allow a project sponsor to defer payment of a development fee upon agreeing to pay a deferral surcharge, which option shall expire after three years unless further extended; to add introductory sections to Article 4 for standard definitions and procedures, delete duplicative code provisions and use consistent definitions, language and organization throughout; to require annual Citywide development fee reports and fee adjustments, and development fee evaluations every five years; to provide that the ordinance's operative date is May 15, 2010; and to instruct the publisher to put a note at the original location of the renumbered sections stating that the text of those sections has been moved and providing the new section number; adopting findings, including Section 302. environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1 RECEIVED AND ASSIGNED to Land Use and Economic Development Committee SUBSTITUTE

## Resolutions

## 100263 [Authorizing the Filing of an Application for Section 190 Grade Separation Grand Funds - \$5,000,000]

Sponsor: Elsbernd

Resolution authorizing the Department of Public Works to file an application seeking state Section 190 Grade Separation funds, in the ammount of \$5,000,000, from the California Department of Transportation for the reconstruction of the Jerrold Avenue railroad bridge grade separation and to enter into a Memoradum of Understanding to pass through the funds to the Penisula corridor Joint Powers Board. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100264 [Urging Lennar Corporation to Issue a Formal Written Apology Urging Lennar Corporation to Issue a Formal Written Apology]

Sponsor: Daly

Resolution urging the Lenar Corporation to issue a formal, written apology to members of the Stop Lennar Action Movement (SLAM) and the City and County of San Francisco for irresponsible and potentially dangerous behavior. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100265 [Urging the Treasury Oversight Committee to Ratify Socially Responsible Investment Goals in the City's Investment Policy to Encourage Investments Related to Foreclosure Mitigation!

Sponsor: Chiu

Resolution urging the Treasury Oversight Committee to ratify socially responsible investment goals in the City's Investment Policy to encourage investments related to foreclosure mitigation. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100266 [Urging the Department of Technology to Respond to Google's Request for Information with a Proposal that Allows the City to Maintain Control Over Fiber Networks]

Sponsor: Chiu

Resolution urging the City and County of San Francisco's Department of Technology to respond to Google, Inc.'s Request for Information with a proposal to build a fiber network in San Francisco that is consistent with the City's core value of maintaining control over fiber infrastructure deployed in the City. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100269 [Approving Commercial Paper Reimbursement Agreement and Dealer Agreements]

Resolution of the City and County of San Francisco approving the form of Reimbursement Agreement or Reimbursement Agreements and the form of Dealer Agreement in connection with its Tax-Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation, authorizing the execution and delivery of one or more of such Reimbursement Agreement and the execution and delivery of one or more Dealer Agreements and authorizing other related actions. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100271 [Accept and Expend Grant - U.S. Department of Justice 2009 COPS Technology Initiative for the Expansion of a Gunshot Location System Project - \$1,000,000] Sponsor: Mayor

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$1,000,000 from the U.S. Department of Justice Office of Community Oriented Policing Services for expansion of a gunshot location system project. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100274 [Commemorating the 75th Anniversary of the Works Progress Administration] Sponsors: Mar. Avalos

Resolution commemorating the 75th anniversary of the Works Progress Administration on April 10, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100275 [Supporting Senate Bill 220 for Health Insurance Coverage and Smoking Cessation]

Sponsor: Mar

Resolution Supporting Senate Bill 220 for Health Insurance Coverage and Smoking Cessation. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100276 [Saluting the Alice Fong Yu Chinese Immersion Alternative School Exchange Program]

Sponsor: Mar

Resolution Saluting the Exchange Program between the Experimental High School Attached to Beijing Normal University and the Alice Fong Yu Chinese Immersion Alternative School in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100277 [Reallocate Grant - Capital Projects in Golden Gate Park - \$2,067,663] Sponsor: Mar

Resolution authorizing the reallocation of \$2,067,663 in Proposition 40 grant funds among two capital projects in Golden Gate Park. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100278 [Supporting California Senate Bill 1225 - Regarding Child Care Facilities] Sponsors: Avalos: Dufty

Resolution supporting Senate Bill 1225 which would extend until 2016 the subsidy program that allows San Francisco child care facilities to serve children from low-income families. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

#### 100279 [Accept and Expend Gift – Recreation and Park Department – \$15,000] Sponsor: Chu

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a gift in the amount of \$15,000 to cover the staff overtime cost associated with the August 4th and 5th 2009 Maccabi Games volunteer event. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100280 [Urging the Governor of California to Approve the Transit Assistance Funding Package]

Sponsors: Mayor, Chiu, Dufty, Avalos, Elsbernd, Mirkarimi, Mar, Maxwell, Campos and Chu Resolution urging the Governor of California to sign the transit assistance funding package as approved by the California State Legislature on March 4, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100281 [Declaring March 23, 2010, as Gordon Park Li Day] Sponsor: Dufty

Resolution congratulating Mr. Gordon Park Li, on his outstanding career and thanking him for his exceptional service to the City of County of San Francisco over the past 37 years and declaring March 23, 2010, as Gordon Park Li Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100282 [Initiative Constitutional Amendment - Opposing Proposition 16, the "New Two-Thirds Vote Requirement for Local Public Electricity Providers"]

Sponsor: Mirkarimi

Resolution opposing Proposition 16, an Initiative Constitutional Amendment, the "New Two-Thirds Vote Requirement for Local Public Electricity Providers". REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100240 [Supporting Senate Bill 330 Regarding University of California]

Resolution supporting Senate Bill 330 for increased transparency and accountability in auxiliary organizations and foundations in the University of California and California State University systems. REFERRED to Government Audit and Oversight Committee.

#### Charter Amendment

#### 100267 [Amending the Charter's Definition of Voter]

Sponsor: Mirkarimi

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Article XVII to change the definition of "voters." ASSIGNED UNDER 30 DAY RULE to Rules Committee.

#### Requests for Hearing

# 100270 [Existing Shelter System Serving the Needs and Ensuring Equal Treatment of Lesbian, Gay, Bisexual, and Transgender (LGBT) People!

Sponsor: Campos

Hearing on how the existing shelter system is serving the needs and ensuring equal treatment of Lesbian, Gay, Bisexual, and Transgender (LGBT) people. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100272 [San Francisco Public Utilities Commission's Plan for Utilizing and Protecting San Francisco's Watersheds]

Sponsor: Campos

Hearing on the San Francisco Public Utilities Commission's plan for utilizing and protecting San Francisco's watersheds. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100273 [Treasure Island Redevelopment Plans]

Sponsor: Maxwell

Hearing on the status of the redevelopment of former Naval Station at Treasure Island including the land use planning, infrastructure plans, and draft design for development document. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### Motions

#### 100262 [Removal of Tommy Escarcega from the Reentry Council]

Sponsor: Campos

Motion removing Tommy Escarcega from the Reentry Council. RECEIVED AND ASSIGNED to Rules Committee.

# 100283 [Closed Session - Update on Labor Negotiations Concerning City Workers from the Mayor's Office and the Department of Human Resources]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on March 16, 2010, with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100284 [Closed Session - Update on Labor Negotiations Concerning City Workers from the Mayor's Office and the Department of Human Resources]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on March 16, 2010, with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers.

This closed session is permitted by Government Code Section 54957.6 and San Francisco Administrative Code Section 67.10(e). ASSIGNED to Board of Supervisors on March 16, 2010.

#### Introduced by the President at Request of Department

#### PROPOSED ORDINANCES

#### 100178 [Settlement of Lawsuit - F & I Management and D & J Parking, Inc. - \$25,750]

Ordinance authorizing settlement of the lawsuit filed by F & I Management and D & J Parking, Inc. against the City and County of San Francisco for \$25,750; the lawsuit was filed on December 17, 2008, in San Francisco Superior Court, Case No. CGC08-483121; entitled F & I Management and D & J Parking, Inc., et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100179 [Settlement of Lawsuit - Vincente V. Vista - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Vincente V. Vista against the City and County of San Francisco for \$35,000; the lawsuit was filed on July 29, 2008, in San Francisco Superior Court, Case No. 08-478001, entitled Vista v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100180 [Settlement of Lawsuit - Thomas Barnes - \$135,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Barnes against the City and County of San Francisco for \$135,000; the lawsuit was filed on June 13, 2008, in San Francisco Superior Court, Case No. 476-339; entitled Thomas Barnes, et al. V. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100181 [Settlement of Lawsuit - Elbert Harris - \$100,000]

Ordinance authorizing settlement of the lawsuit filed by Elbert Harris, III against the City and County of San Francisco, Robert Thomas, and Larry Bevan for \$100,000, plus reinstatement of Harris as a Certified Nursing Assistant assigned to San Francisco General Hospital; the lawsuit was filed on May 7, 2008, in United States District Court, Case No. CV 08-2353 PJH; entitled Elbert Harris, III v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100182 [Settlement of Class Action Lawsuit - Western Regional Advocacy Project, et al.]

Ordinance authorizing settlement of the class action lawsuit entitled Western Regional Advocacy Project et al. v. Mayor Gavin Newsom et al., filed on August 27, 2008, in the United States District Court for the Northern District of California, Case No. CV 084-087-MMC. Pursuant to the proposed settlement, the City will make revisions to current policies of its single adult emergency shelter system in order to improve services to homeless people with disabilities. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100246 [Permits the Bureau of Delinquent Revenue to Assign Accounts Receivable with a Value of \$10,000 or Less to a Collection Agency]

Ordinance amending Section 10.39-1 of the Administrative Code to increase the cap on accounts receivable that the Bureau of Delinquent Revenue may assign to a collection agency from \$4,000 to accounts with a fair market value of \$10,000. (Treasurer-Tax Collector). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

100247 [Additional Penalty for Underreporting Tax by Twenty-five Percent or More]
Sponsor: Mayor

Ordinance amending Section 6.17-2 of the Business and Tax Regulations Code by adding an additional "substantial underreporting" penalty equal to fifty percent of the unreported tax for underreporting a tax liability by twenty-five percent or more. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

100248 [Creation of General Reserve and Budget Stabilization Reserve]
Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code by adding Section 10.60, to adopt a binding financial policy under Charter Section 9.120 creating a General Reserve and a Budget Stabilization Reserve and providing rules for deposits to and withdrawals from such funds. (Controller). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

100251 [Contract with AT&T for City Telecommunications Services - \$75,000,000]

Ordinance approving a contract with AT&T for the purchase of telecommunications services and equipment for a maximum cost of \$75,000,000, for a four and one-half year term beginning on March 1, 2010. (Department of Technology). RECEIVED AND ASSIGNED to Budget and Finance Committee

#### PROPOSED RESOLUTIONS

100183 [Approve a Lease with the U.S. Government for Space to be Occupied by the U.S. Drug Enforcement Administration at Terminal 3 of the Airport]
Resolution approving and authorizing the execution of Lease No. 10-0015 with the U.S. Government for office space to be occupied by the U.S. Drug Enforcement Administration, a Federal agency, in Terminal 3 at San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Buddet and Finance Committee.

#### 100184 [Airport Concession Lease]

Resolution approving Amendment No. 3 to the Clear Channel Outdoor, Inc. Lease Agreement, for the Airport Advertising Program at San Francisco International Airport Lease No. 00-0408 between Clear Channel Outdoor, Inc., dba Clear Channel Airports and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100185 [Airport Lease and Operating Agreement]

Resolution approving the excercise of the fourth of five one-year options to extend the term of Smarte Carte, Inc.'s Luggage Cart Lease and Operating Agreement No. 01-0343. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100249 [Settlement of Unlitigated Claim - Marlon Miranda - \$75,000]

Resolution approving the settlement of the unlitigated claim filed by Marlon Miranda against the City and County of San Francisco for \$75,000; claim was filed on June 18, 2009. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100250 [Settlement of Unlitigated Claim - Thelma Jefferson - \$200,000]

Resolution approving the settlement of the unlitigated claim filed by Thelma Jefferson against the City and County of San Francisco for \$200,000; claim was filed on September 28, 2009. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

Board Minutes for January 26, 2010, February 2, 2010, and February 9, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to prepare legislation amending the City Administrative Code to require the Controller to prepare a monthly report listing the five City departments using the most comp time in the preceding month. This report should be included in the monthly overtime report required by Administrative code Section 18.13-1 and 18.13-5.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

#### **Utility Boxes**

Northeast corner Geary & Divisadero Southeast corner Webster & Fell Southwest corner 7<sup>th</sup> Avenue & Lincoln Southwest corner Haight & Fillmore Northeast corner Masonic & Waller Northeast corner Linden & Buchanan Northwest corner Fell & Buchanan

#### **Bus Shelters**

Southwest corner 9<sup>th</sup> Avenue & Irving Northeast corner Laguna & Hayes Southeast corner Buena Vista East & Haight Northeast corner Haight & Buena Vista East Fillmore & Haight (all 4 bus stops, graffiti and grime)

#### **Emergency Boxes**

Northwest corner Pierce & Haight Southeast corner Fulton & Scott Northwest corner Ashbury & Fell

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Poles

Southwest corner Fillmore & Hayes, by bus shelter Southwest corner Baker & Fell

#### Metal Poles

Northwest corner Grove & Laguna
Southeast corner Hayes & Buchanan
Southeast corner Golden Gate & Broderick
Northwest corner Turk & Laguna
On Sutter, south side of street, between Broderick & Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

959 Divisadero

2436 Bush

2498 Sutter

1401 Baker

Rosa Parks Senior Center, corner Golden Gate & Webster

1200 Laguna

548 Octavia

550 Octavia

605 Webster

299 Webster

689 Fulton

422 Grove, side of building

378 Fillmore

546 Haight

533 Haight

901 Haight

698 Haight

433 Haight

598 Waller

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes and Sidewalk issues

Irving & 10<sup>th</sup> Avenue, north side of the street Sink hole in front of 588 Haight Street

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner Webster & Fulton
Southeast corner Haight & Buena Vista East
Southwest corner Eddy & Buchanan

#### Mailboxes

Northeast corner Scott & Haight Northeast corner Haight & Fillmore Southwest corner Pierce & Haight Southwest corner McAllister & Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore & Post Southwest corner of Divisadero & Sutter 9<sup>th</sup> Avenue & Judah (near bus stops) 7<sup>th</sup> Avenue & Irving (near bus stops) Northwest corner Hayes & Fillmore Southeast corner of Fillmore & Haight

#### San Francisco Chronicle

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore Irving & 9<sup>th</sup> Avenue Irvine & 7<sup>th</sup> Avenue Southwest corner of Haight & Clayton Southeast corner of Haight & Masonic

#### Examiner

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore

#### SF Daily

Northwest corner of Haves & Gough

#### City Star

Northwest corner of Hayes & Gough Southeast corner of Fillmore & Haight

#### SF Weekly

Southeast corner of Masonic & Haight and Southeast corner of Haight & Fillmore

#### In Memoriams

Gerard Joseph Page – Supervisor Avalos

Aldo Peter Figone – Supervisor Alioto-Pier Dr. George W. Davis – Supervisors Maxwell and Dufty Dr. Edgar Wayburn – Supervisor Chiu

#### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

### Legislation Introduced March 16, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by Supervisors or Mayor

DOCUMENTS DEPT

MAR 1 9 2010 SAN FRANCISCO

#### Ordinances

100330 [Veteran Commons Special Use District - 150 Otis Street]

PUBLIC LIBRARY Sponsor: Chiu Ordinance adding Planning Code Section 249.46 to establish the Veteran Commons Special Use District for property located at 150 Otis Street, Block No. 3513, Lot No. 07; amending the

City's Zoning Map, Sheet Nos. HT07 and SU07 to change the height district from 85 to 125 feet and reflect the boundaries of the Veteran Commons Special Use District; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. ASSIGNED to Land Use and Economic Development Committee

100332 [Revisions to Integrated Project Delivery Construction Contracting Procedures] Sponsor: Maxwell

Ordinance amending San Francisco Administrative Code Chapter 6 to revise Section 6.68 concerning integrated project delivery contracting procedures. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

100333 [Bid Discount for Small and Micro-Local Business Enterprise that Joint Venture to Bid on Construction Contracts1

Sponsor: Maxwell

Ordinance amending Administrative Code Section 14B.7(F) to grant bid discounts to Small and Micro-Local Business Enterprise that joint venture with other firms to bid on construction contracts. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100337 [Appropriating \$1,647,249,198 of Proceeds from Debt for the Water System Improvement Program at the Public Utilities Commission for FY2009-2010] Sponsor: Mavor

Ordinance appropriating \$1,647,249,198 of proceeds from debt for the San Francisco Public Utilities Commission (SFPUC) Water System Improvement Program for FY2009-2010, and placing the entire appropriation of \$1,647,249,198 by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness, placing on Budget and Finance Committee reserve the funds for construction costs of any project with costs in excess of \$100,000,000 and adopting environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100338 [Appropriating \$30,483,021 of Proceeds from Debt and Fee Revenues for Water Capital Improvements at the Public Utilities Commission for FY2009-2010] Sponsor: Mayor

Ordinance appropriating \$30,483,021 of proceeds from debt and fee revenues for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for FY2009-2010 and placing \$29,642,138 by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness and fee revenues. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100339 [Appropriating \$348,064,054 of State Grants Proceeds from Debt and Fee Revenues for Wastewater Capital Improvements at the Public Utilities Commission for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating \$348,064,054 of state grants, proceeds from debt and fee revenues for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for FY2009-2010, and placing \$329,962,235 by project on Controller's reserve subject to SFPUC's and Board of Supervisors' discretionary approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness, grant funds and fee revenues. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100340 [Wastewater Revenue Bond Issuance – Not to Exceed \$297,756,235]

Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission to finance various projects under the Water System Improvement Program, including but not limited to the Commission's Advance Meter Infrastructure System, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100341 [Water Revenue Bond Issuance - Not to Exceed \$1,737,724,022] Sponsor: Mayor

Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission to finance various projects under the Water System Improvement Program and the Capital Improvement Program, including but not limited to the Commission's Advance Meter Infrastructure System, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 090584 [Requiring Lighting Efficiency Measures in Commercial and City Buildings] Sponsor: Duffy

Ordinance amending the San Francisco Building Code by adding a new Chapter 13D. Sections 1301D through 1311D, to require commercial buildings to increase efficiency of fluorescent lighting by the year 2011; amending the San Francisco Environment Code by dividing Section 705 into Sections 705 through 705.5 and amending them to require City-owned facilities to increase efficiency of fluorescent lighting; adopting findings required by California Health and Safety Code Section 17958.7 and environmental findings; and directing the Clerk of the Board of Supervisors to forward this ordinance to the California Building Standards Commission upon final passage. ASSIGNED to Land Use and Economic Development Committee. SUBSTITUTE.

#### 100103 [Prohibition on Tobacco Sales Within 1,000 Feet of a School]

Sponsor: Mayor

Ordinance amending the San Francisco Health Code by amending Section 1009.53 and by adding Article 19L, Sections 1010.5 through 1010.11, to prohibit the sale of tobacco within 1,000 feet of any public or private school. ASSIGNED to City Operations and Neighborhood Services Committee. SUBSTITUTE.

#### Resolutions

# 100331 [Approving Central Subway Final Design Contract Package - Not to Exceed \$32.294.319]

Sponsor: Chu

Resolution approving Municipal Transportation Agency Contract No. CS-155-3, Professional Architectural and Engineering Services for the Final Design and Construction Support of the Central Subway Project - Design Package No. 3 Systems Design for the Central Subway Project with HNTB - B&C JV, a joint venture of HNTB Corporation and B&C Transit, Inc. for an amount not to exceed \$32,294,319 for a term not to exceed ten years with an option to extend the term an additional two years. RECEIVED AND ASSIGNED to Budget and Finance Committee

# 100334 [Approving Submission of a Design-Build Application to the California State Public Works Board Under California Public Contract Code Section 20688.6] Sponsor: Maxwell

Resolution making findings and authorizing the submission of a design-build application to the California State Public Works Board to permit construction of a Community Facilities Demonstration Project at Hunters Point Shipyard Redevelopment Project Area. ASSIGNED to Board of Supervisors as a Committee of the Whole on March 30, 2010.

# 100336 [Accept and Expend Grant – American Recovery and Reinvestment Act of 2009 Department of Energy Weatherization Assistance Program – \$2,581,152] Sponsor: Mayor

Resolution authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend FY2009-2010 American Recovery and Reinvestment Act Weatherization Assistance Program funds from the U.S. Department of Energy, disbursed by the State of California's Department of Community Services and Development, in the amount of \$2,581,152. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

#### 100342 [Accept and Expend Gift - Hayes Valley Playground Project - \$1,500,000]

Sponsor: Mayor

Resolution accepting and expending a gift valued up to \$1,500,000 from The Trust for Public Land to the Recreation and Parks Department for the Hayes Valley Playground project. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100343 [Accept and Expend Grant - Clinical and Transnational Science Institute - \$56.019]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$56,019 from the Public Health Foundation Enterprises, Inc. to assist with a project entitled "Clinical and Transnational Science Institute" for the period of September 29, 2009, through September 28, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

# 100346 [Supporting Reauthorization of San Francisco Unified School District's Mello-Roos Community Facilities District on the June 8, 2010, Ballot]

Sponsor: Chiu

Resolution supporting the San Francisco Unified School District's proposal to reauthorize its Mello-Roos Community Facilities District Assessment on the June 8, 2010, Ballot. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

#### 100347 [Recognizing the Bay Area Air Quality Management District]

Sponsor: Mar

Resolution recognizing the Bay Area Air Quality Management for their support of San Francisco's efforts to promote environmentally preferable garment cleaning technologies among local dry cleaners. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100348 [Accept and Expend Grant - Youth Stewardship Program - \$20,000]

Sponsor: Avalos

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a grant in the amount of \$20,000 to support the San Francisco Recreation and Park Department Youth Stewardship Program for FY2009-2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

#### Requests for Hearing

#### 100327 [HIV Drug-Resistant Strains]

Sponsor: Dufty

Hearing request about the inflammatory article Evolutionary article "Evolutionary Dynamics of Complex Networks of HIV Drug-Resistant Strains: The Case of San Francisco" (Science - February 5, 2010 - 5;327(5966):697-701), stating that drug resistant strain of HIV had emerged in San Francisco are posing a global public health threat. Further, requesting that the authors of the study appear in front of a committee to discuss their study in order to determine whether or not a public health crisis truly looms in San Francisco. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100328 [2009 Citizens' General Obligation Bond Oversight Committee Annual Report]
Sponsor: Mar

Hearing on 2009 Citizens' General Obligation Bond Oversight Committee Annual Report. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### **Motions**

100329 [Off-Site Budget and Finance Committee Meeting on April 14, 2010, 4:00 p.m. at Horace Mann Middle Schooll

Sponsor: Avalos

Motion ordering the April 14, 2010, meeting of the Budget and Finance Committee be held at Horace Mann Middle School, 3351 - 23rd Street, auditorium in the Mission district of San Francisco. RECEIVED AND ASSIGNED to B

100344 [Committee of the Whole – Hearing on the Submission of a Design-Build Application to the California State Public Works Board] Sponsor: Maxwell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on March 30, 2010, at 3:00 p.m. to hold a public hearing on the Redevelopment Agency submission of a Design-Build application to the California State Public Works Board. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100345 [Committee of the Whole – Hearing on the Expenditure of Tax Increment Funds for Certain Streetscape Improvements in the Bayview Hunter's Point Redevelopment Project Area]

Sponsor: Maxwell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on March 30, 2010, at 3:00 p.m. to hold a public hearing on the expenditure of tax increment funds, by the Redevelopment Agency, for a set of City owned streetscape improvements of the 1700 block of Newcomb Avenue in the Bayview Hunter's Point Redevelopment Project Area. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Introduced by President at Request of Department

#### PROPOSED RESOLUTIONS

100298 [Freeway Maintenance Agreement for the Interchange at Highway 101 and 280] Resolution approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for the interchange at Highway 101 and 280 and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works Department), RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100299 [Freeway Maintenance Agreement for the Bay Bridge Anchorage Security Measures]

Resolution approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for the San Francisco-Oakland Bay Bridge Beale Street anchorage security measures and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100301 [Approve Limit on Indemnification Liability of Prospective Consultant]

Resolution approving proposed limit on indemnification liability of prospective construction management consultant for the proposed Calaveras Dam Replacement Project, pursuant to Administrative Code Section 6.42(C). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Board Minutes for February 23, 2010 approved.

#### Requests Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation amending the San Francisco planning code and its definition for Student Housing.

The amendments to the Planning code will not cause any displacement of existing housing or residents, will require Ownership or master lease by an accredited educational institution, will require that the Residents must be students and will allow the City to impose penalties and fines if the student housing changes its use from Student Housing (ie. market rate rental housing or condominiums).

Proposed language and background information is attached.

From: Supervisor Alioto-Pier

To: Chief George Gascon, San Francisco Police Department

To: Kamala Harris, San Francisco District Attorney

Requesting/Inquiring: Requesting statistics for the past six months for automobile accidents on Richardson Street between Lombard and Chestnut Streets and Broderick Street between Union and Lombard Streets. In particular, we are looking for incidents and/or active cases in which an automobile has crashed into a residential/commercial building, stationary object (parked car, light post) or another car.

#### In Memoriams

Brad Villers – Supervisor Dufty
Betty Weiss – Supervisor Dufty
Patricia Carson Major – Supervisor Dufty
Luen Chu Wong Ng – Supervisors Chiu, Chu, Maxwell, and Elsbernd
Ronald Patrick Sullivan – Supervisor Alioto-Pier
Joe Pang – Supervisors Chu and Elsbernd
Ben Legere – Supervisors Elsbernd and Chu



#### **Board of Supervisors**



City Hall
1 Dr. Carlton B Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

#### Legislation Introduced

March 23, 2010

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

MAR 2 6 2010

Ordinance

091271 [Zoning – Street Frontages for Most Use Districts]
Sponsor: Mirkarimi

SAN FRANCISCO PUBLIC LIBRARY

Ordinance amending the San Francisco Planning Code by amending Sections 145.1, 201, 243, 261.1, and 270.2 to create a comprehensive and consistent set of street frontage controls for most use districts that allow a mix of uses; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED to Land Use and Economic Development Committee. SUBSTITUTE.

#### Resolutions

100366 [Celebrating Nowruz, the Persian New Year]

Sponsor: Mirkarimi

Resolution recognizing and appreciating the cultural contributions of Persian culture to modern society on the occasion of the Celebration of Nowruz, the Persian New Year, ADOPTED 3/23/10.

100373 [Authorizing Expenditures from South of Market Community Stabilization Fund - \$1.844.273]

Sponsor: Daly

Resolution approving the 2010 South of Market Community Stabilization Fund Program and authorizing the Mayor's Office of Housing to expend South of Market Community Stabilization Fund dollars in the amount of \$1,844,273. RECEIVED AND ASSIGNED to Budget and Finance

Committee.

#### 100374 [Making Certain Findings for the Use of Tax Increment for the Newcomb Avenue Model Block Streetscape Improvements Pursuant to Health and Safety Code Section 334451

Sponsor: Maxwell

Resolution making certain findings pursuant to Health and Safety Code Section 33445 for the use of tax increment funds for the completion of construction documents, capital improvement costs and construction costs for the Newcomb Avenue Model Block Streetscape Improvements on the 1700 block of Newcomb Avenue in the Bayview Hunters Point Redevelopment Project Area ASSIGNED to Board of Supervisors, as a Committee of the Whole on 3/30/10.

#### 100376 [Congratulating Assemblymember Fiona Ma]

Sponsors: Mirkarimi; Chiu

Resolution congratulating Assemblymember Fiona Ma on her appointment as Speaker pro-Tempore of the California State Assembly. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100378 [Commending Speaker Nancy Pelosi for Her Work on Health Care Reform]

Sponsors: Mayor; Chiu, Maxwell, Alioto-Pier, Chu, Dufty, Mar, Elsbernd, Mirkarimi, Daly, Campos and Avalos

Resolution commending Speaker of the House of Representatives Nancy Pelosi for her courage as a champion for historic health care reform in the United States. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING.

#### 100379 [Supporting Senate Bill 4 Banning Smoking at State Parks and Beaches] Sponsor: Mar

Resolution supporting Senate Bill 4 Banning Smoking at State Parks and Beaches. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

#### Requests for Hearing

#### 100367 [Three-Year Budget Projection - Mayor's Office, Controller and Budget Analyst]

Sponsor: Avalos

Hearing to consider three-year Budget Projection from the Controller's Office, Mayor's Office and Budget Analyst. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100369 [Municipal Transportation Agency's FY2010-2011 Budget]

Sponsor: Chiu

Hearing on the Municipal Transportation Agency's FY2010-2011 Budget and how the Agency plans to use the \$36,000,000 in announced transit funding from the state. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100370 [Sewer System Master Plan Project - Sewer System Improvement Program]

Sponsor: Maxwell

Hearing on the status of the City's Sewer System Improvement Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100372 [Federal Stimulus Funds - Jobs Now Program]

Sponsor: Maxwell

Hearing on the status of the Jobs Now Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100371 [Eastern Neighborhoods Area Plans - Funding Public Improvements] Sponsor: Maxwell

Hearing on the report on Strategies for Funding Public Improvements in the Eastern Neighborhoods Area Plans. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100375 [Committee of the Whole - Making Certain Findings for the Use of Tax Increment for the Newcomb Avenue Model Block Streetscape Improvements Pursuant to Health and Safety Code Section 33445]

Hearing of persons interested in or objecting to proposed Resolution making certain findings pursuant to Health and Safety Code Section 33445 for the use of tax increment funds for the completion of construction documents, capital improvement costs and construction costs for the Newcomb Avenue Model Block Streetscape Improvements on the 1700 block of Newcomb Avenue in the Bayview Hunters Point Redevelopment Project Area. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors, as a Committee of the Whole on 3/30/10.

# 100380 [Committee of the Whole - Approving Submission of a Design-Build Application to the California State Public Works Board Under California Public Contract Code Section 20688.61

Hearing of persons interested in or objecting to proposed Resolution making findings and authorizing the submission of a design-build application to the California State Public Works Board to permit construction of a Community Facilities Demonstration Project at Hunters Point Shipyard Redevelopment Project Area. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors, as a Committee of the Whole on 3/30/10.

#### Motions

# 100368 [Off-Site Budget and Finance Committee Meeting on April 21, 2010, 4:00 p.m. at the Hall of Flowers]

Sponsor: Avalos

Motion ordering the April 21, 2010, meeting of the Budget and Finance Committee be held at the Hall of Flowers, 9th Avenue at Lincoln Way, in the Inner Sunset district of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100377 [Rejecting the San Francisco Municipal Transportation Agency's Proposed Fare Changes to Create New Premium Monthly MUNI Passes]

Sponsors: Mirkarimi; Chiu, Campos and Dufty

Motion rejecting the San Francisco Municipal Transportation Agency's proposed fare changes to create Premium Monthly San Francisco Municipal Railway Passes for express bus routes and cable cars. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100314

100317

#### PROPOSED RESOLUTIONS

- 100310 [Airport Concession Terminal 2 Book Store Lease with Books, Inc.]
  Resolution approving the Terminal 2 Book Store Lease between Books, Inc. (Compass Books, Inc.) and the City and County of San Francisco, acting by and through its Airport Commission.
  (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100311 [Airport Concession Amendment to Paster Retail/Duty Free Concession Lease No. 99-0035 with DFS Group, L.P.]
  Resolution approving Amendment No. 8 to the Post-Security Master Retail/Duty Free Concession Lease No. 99-0035 between DFS Group, L.P., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100312 [Airport Concession Terminal 2 Gourmet Market and Wine Bar Lease with D-Lew Enterprise, LLC]
  Resolution approxing a Terminal 2 Gourmet Market and Wine Bar Lease between D-Lew Enterprise and County of Conference and Inches to the City of County of County

Enterprises, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

[Airport Concession - Terminal 2 Cocktail Lounge Lease with HBF Soto JV,

- 100313 [Airport Concession Terminal 2 Quick Serve Lease with BJ Annex, LLC] Resolution approving the Terminal 2 Quick Serve Lease, between BJ Annex, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- LLC]
  Resolution approving the Terminal 2 Cocktail Lounge Lease between HBF Soto JV, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100315 [Airport Concession Terminal 2 Specialty Store Lease with Charles Chocolates, Inc.]
  Resolution approving the Terminal 2 Specialty Store Lease between Charles Chocolates, Inc. and the City and County of San Francisco, acting by and through its Airport Commission.

  (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100316 [Airport Concession Terminal 2 Quick Serve Lease with Sankaku, Inc.] Resolution approving the Terminal 2 Quick Serve Lease between Sankaku, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- Enterprises, LLC]
  Resolution approving a Terminal 2 Sit-Down Restaurant Lease between D-Lew Enterprises,
  LLC and the City and County of San Francisco, acting by and through its Airport Commission.
  (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

[Airport Concession - Terminal 2 Sit-Down Restaurant Lease with D-Lew

# 100318 [Airport Concession – Terminal 2 Bakery and Coffee Facilities Lease with Gotham Enterprises, LLC]

Resolution approving a Terminal 2 Bakery and Coffee Facilities Lease between Gotham Enterprises, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100319 [Airport Concession – Terminal 2 Quick Serve Lease with Andale Management Group, Inc.]

Resolution approving the Terminal 2 Quick Serve Lease, between Andalé Management Group, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100320 [Airport Concession – Terminal 2 Quick Serve Lease with HBF Soto JV, LLC] Resolution approving the Terminal 2 Quick Serve Lease, between HBF Soto JV, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100321 [Airport Concession – Terminal 2 and 3 Electronics and Technology Stores Lease with Edge 1 Cellular, L.P.]

Resolution approving the Electronics and Technology Stores in Terminal 2 and Terminal 3 Lease, between Edge 1 Cellular, L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Board of Supervisors.

# 100322 [Airport Concession – Terminal 2 Spa Lease with XpresSpa SF International, Inc.]

Resolution approving the Terminal 2 Spa Lease between XpresSpa SF International, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100325 [Approving Sixth Modification to Water Supply Contract]

Resolution approving Sixth Modification to water supply contract (Contract No. EY-76-C-03-0269), between the City and County of San Francisco and the Department of Energy, pursuant to Charter Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Requests Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to begin drafting legislation for a Special Use District located at 1800 Market Street that would allow for a restaurant and bar as a permitted use above the 2<sup>nd</sup> floor in this NCT-3 Zoning District, which appropriate limitations on any outdoor seating area.

#### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No 554-5227

#### Legislation Introduced

March 30, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

APR - 2 2010

<u>Ordinance</u>

SAN FRANCISCO PUBLIC LIBRARY

100400

[Waiver of Temporary Street Space Occupancy Fee on May 15, 2010, for Small Business Week Sidewalk Sale]

Sponsors: Mirkarimi; Chiu and Chu

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 15, 2010, as part of Small Business Week. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### Resolutions

100397

[Accept and Expend Grant - Pesticide Reduction - \$49,971]

Sponsor: Chu

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$49,971 from the US Environmental Protection Agency Office of Pesticide Reduction to create guidelines on building design and retrofit features that will prevent pest infestations, specifically with regards to existing and future green building reference standards. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100398

[Accept and Expend Grant - AIDS Office Space Renovation - \$9,508,907]

Sponsors: Mayor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the National Institutes of Health in the amount of \$9,508,907 to fund the AIDS Office Space Renovation for the period March 4, 2010, through March 3, 2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### 100399 [Contract Modification with Acumen Fiscal Agent LLC for the Jobs Now Program - \$19.995.000]

Sponsor: Mayor

Resolution approving the emergency declaration to modify the contract between the City and County of San Francisco and Acumen Fiscal Agent, LLC, to provide private employer based wage subsidy reimbursements under the City's Jobs Now Program for qualified Jobs Now participants during the period of March 25, 2010, to June 30, 2011, in the additional amount of \$10,000,000 for a total modified contract amount of \$19,995,000. RECEIVED AND ASSIGNED to Buddet and Finance Sub-Committee.

#### 100401 [Accept and Expend Grant - Bio-Rad Clinical Trial - \$159,876] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from Bio-Rad Laboratories in the amount of \$159,876 to fund the Bio-Rad Chical Trial project for the period of February 1, 2010, through June 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 100402 [Accept and Expend Grant - China MSM Technical Assistance - \$52,803]

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$52,803 from the Public Health Foundation Enterprises, Inc., to assist with a project entitled "China MSM Technical Assistance" for the period of January 1, 2010, through December 31, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROADD METING

### 100403 [Accept and Expend Grant - Medical Monitoring Project - \$401,770] Sponsor: Duffy

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the Centers for Disease Control and Prevention in the amount of \$401,770 to support a project entitled, "Medical Monitoring Project" for the period of June 1, 2010, through May 31, 2011. RECEIVED AND ASSIGNED to City Operations and Neiphorhood Services Committee.

#### 100408 [MUNI Youth Lifeline Discount Pass]

Sponsors: Mirkarimi: Maxwell, Chiu and Dufty

Resolution requesting the San Francisco Municipal Transportation Agency to create a Youth Lifeline Discount Fast Pass for qualified low-income youth. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD METING

# 100409 [Intent to Install a Commemorative Plaque at 575 Castro Street Recognizing Harvey Milk]

Sponsors: Dufty: Campos and Mirkarimi

Resolution to provide for the installation of a second plaque at 575 Castro Street, the location of Harvey Milk's former camera shop in the Castro Neighborhood, to identify his significant contributions to San Francisco and to the Lesbian, Gay, Bisexual, and Transgender Community. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100410 [Accept and Expend Grant - Pesticide Use Reporting - \$2,880]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$2.880 from California Department of Pesticide Regulation to assist with a project entitled "Pesticide Use Reporting" for the period of July 1, 2010, through June 30, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100411 [Supporting Senate Bill 677 Regarding Human Trafficking]

Sponsors: Chu: Chiu

Resolution supporting Senate Bill 677 regarding Human Trafficking, allowing courts to seize any property used in the commission of human trafficking and adding civil penalties. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100412 [Supporting Senate Bill 1108 Regarding Annual Small Business Participation Goal for State Funded Contracts]

Sponsor: Chiu

Resolution supporting Senate Bill 1108 to codify Governor Schwarzenegger's Executive Order S-02-06 to ensure that the State continues to meet or exceed the 25 percent overall annual small business participation goal for state funded contracts. REFERED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100413 [Meat-Free Mondays]

Sponsor: Maxwell

Resolution declaring every Monday as "Vegetarian Day" to urge all restaurants, grocery stores, and schools to offer a variety of plant based options to improve the health of San Francisco residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100414 [Commending San Francisco Businesses that Use Only Cage-Free Eggs]

Resolution commending businesses in San Francisco that use only cage-free eggs, and encouraging all businesses to join them in going cage-free. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Requests for Hearing

#### 100404 [Potrero Power Plant Closure]

Sponsor: Maxwell

Hearing on the status of the closure of Mirant Corporation's Potrero Power Plant. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100405 [FY2010-2011 Budget Hearings - Human Services Agency, Municipal Transit Agency, and the Recreation and Parks Department]

Sponsor: Avalos

Hearings on the proposed FY2010-2011 budget of the Human Services Agency, Municipal Transit Agency, and the Recreation and Parks Department and on the impact of potential cuts to City services and programs on neighborhoods in Districts 6, 8, 9, 10, and 11. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100406 [Implementation of Laura's Law - Funding Treatment for Persons with Severe Mental Illness]

Sponsor: Alioto-Pier

Hearing to review the assisted outpatient treatment for persons with severe mental illness and "Laura's Law" implementation. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100407 [Risks of Using Metal Bats in High School Baseball]

Sponsor: Alioto-Pier

Hearing regarding the risks associated with the use of metal bats in organized high school baseball. RECEIVED AND ASSIGNED to Public Safety Committee.

#### Introduced by President at Request of Departments

#### PROPOSED RESOLUTIONS

#### 100349 [Lease of Real Property - 1390 Market Street]

Resolution authorizing the exercise of a five year option to extend the lease of approximately 9,397 square feet of space at 1390 Market Street for the Department of Children, Youth and their Families. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

# 100350 [Contract Amendment with ARAMARK Correctional Services, LLC, for Jail Food Services – Not to Exceed \$27.000.0001

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the Agreement between the City and County and ARAMARK Correctional Services, LLC, formally known as ARAMARK Correctional Services, Inc., to increase the contract amount from \$24,000,000 to an amount not to exceed \$27,000,000 and to extend the contract term to June 30, 2011. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee. Board Minutes for March 2, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations: 600 Irving on the 7<sup>th</sup> Avenue side

1252 7<sup>th</sup> Avenue

1628 Post

350 Laguna

65 Haight

87 Oak

295 Buchanan

55 Laguna, on the Haight & Buchanan street sides

527 Haight

27 Steiner

796 Haight

965 Haight

981 Haight

1400 Judah

1422 Haight

793 Haight

418-420 Haight 482 Haight

422 Haight

400 Haight, on the Webster street side

525 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Poles

In front of 1405 Broderick

Northwest corner Laguna & Hayes

#### Metal Poles

Northeast corner Scott & Waller Northeast corner Divisadero & Haight In front of 445 Fillmore In front of 173 Haight In front of 1297 Haight In front of 224 Haight In front of 796 Haight In front of 1742 Haight Northwest corner Laguna & Post

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

**Utility Boxes** 

Northwest corner Masonic & Haight
Northwest corner 10<sup>th</sup> Avenue & Kirkham
Southeast corner Golden Gate & Scott
Southwest corner Post & Scott
Southwest corner Webster & Fulton
Southeast corner Buchanan & Oak
Northeast corner Post & Steiner
Northwest corner Grove & Webster
Northeast corner Fell & Gough

#### **Bus Shelters**

Southeast corner Divisadero & Haight Southwest corner Buchanan & Haight Northeast corner Pierce & Hayes Southwest corner Buena Vista East & Haight Northeast corner Haight & Buena Vista West Northeast corner Laguna & Hayes Fillmore & Haight (all 4 bus stops, graffiti & grime)

#### Fire Hydrant

Southeast corner Buchanan & Haight

#### **Emergency Box**

Southwest corner Buchanan & Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

#### Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northwest corner Gough and Fell Southeast corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southeast corner Buena Vista West & Haight Northeast Lyon & Haight Across the street from 10 Sutter

#### Mailboxes

Northwest Geary & Divisadero Northeast corner Buchanan & Haight Northeast corner Stanyan & Haight Southwest corner Post & Broderick Southeast Webster & O'Farrell Northeast corner McAllister & Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of repairing potholes at the following locations:
Potholes and Sidewalk issues
Intersection Webster & Grove, North side of street

#### In Memoriams

Bill McCool – Supervisor Dufty Edna Gilchrist – Supervisor Dufty Jim Marshall – Supervisor Dufty Melvin Baker – Supervisor Dufty Joe Jachetta – Supervisor Chiu Herbert Gee – Supervisor Chu

#### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

#### Legislation Introduced

April 6, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

GOVERNMENT DOCUM DEPT

APR 0 8 2010

#### Introduced by Supervisors or Mayor

SAN FRANCISCO PUBLIC LIBRARY

#### <u>Ordinances</u>

# 100427 [Barring the Use of Certain Pesticides for Weed Abatement] Sponsor: Alioto-Pier

Ordinance amending the San Francisco Environment Code by amending Section 307, to bar the Department of Environment from granting exemptions from the ban on the use of certain pesticides by City departments, where the intended use of the pesticide is solely or primarily for weed abatement, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neinborhood Services Committee.

#### 100434 [Castro Street Neighborhood Commercial District – Conditional Use Requirements for Restaurants and Self-Service Specialty Food Establishments] Sponsor: Duffy

Ordinance amending the San Francisco Planning Code by amending Section 715.1 and Sections 715.42, 715.43, 715.44, and 715.69A of the Zoning Control Table to allow new full-service and small self-service restaurants with a conditional use authorization, to permit self-service specialty food establishments as of right, and to prohibit all large fast food establishments; adopting findings, including environmental findings; amending Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100437 [Standards of Care for City Shelters and Powers and Duties of the Shelter Monitoring Committee]

Sponsor: Mar

Ordinance amending the San Francisco Administrative Code by amending Chapter 20, Sections 20.304, 20.401, 20.403, 20.404, and 20.405, too: 1) amend City requirements in the delivery of shelter services to, among other things, expand eservation capability at shelters; provide additional training to shelter staff; and ensure case management services for shelter clients in need; and 2) require the Shelter Monitoring Committee to track refusals of shelter beds and authorize the Committee to initiate investigations into alleged violations of contractual obligations imposed by Chapter 20. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

#### 100455 [San Francisco Safe Drug Disposal Ordinance]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Environment Code by adding Chapter 22, Sections 2201 through 2210, to require any person who produces a drug offered for sale in San Francisco to participate in an approved drug stewardship program for the collection and disposal of unwanted drugs from residential sources, and to provide for implementation, enforcement, fees, and penalties, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

#### Resolutions

# 100425 [Declaring April 6, 2010, as Laura Spanjian Day in the City and County of San Franciscol

Sponsor: Dufty

Resolution declaring April 6, 2010, as Laura Spanjian Day in the City and County of San Francisco and congratulating Laura Spanjian for her service and dedication to the City and County of San Francisco. RECEIVED AND ASSIGNED to Board of Supervisors. ADOPTED 4/6/10.

# 100428 [Endorsement of Term Sheet with the Treasure Island Homeless Development Initiative]

Sponsors: Mayor; Daly, Chiu and Dufty

Resolution endorsing the Term Sheet for the Amended and Restated Base Closure Homeless Assistance Agreement with the Treasure Island Homeless Development Initiative. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100429 [Endorsement of Terms of Economic Development Conveyance Memorandum of Agreement for Treasure Island]

Sponsors: Mayor; Daly, Chiu and Dufty

Resolution endorsing the Terms of Economic Development Conveyance Memorandum of Agreement for the Transfer of Former Naval Station Treasure Island from the United States Government to the Treasure Island Development Authority. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100430 [Ten Year Capital Expenditure Plan - FYs2011-2020]

Sponsors: Mayor: Chiu

Resolution adopting the City's ten year capital expenditure plan for FYs2011-2020. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100431 [Accept and Expend Grant - Recovery Act Justice Assistance Grant - \$963,198] Sponsors: Mayor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$963.198 from the California Emergency Management Agency, to assist with a project entitled "Recovery Act Justice Assistance Grant" for the period of October 1, 2009, through March 31, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100433 [Accept and Expend Grant - San Francisco Drug Elimination Team - \$533,810]

Resolution authorizing the Department of Children, Youth & Their Famililes, to retroactively accept and expend grant funding in the amount of \$533,810 from the California Emergency Management Agency to fund the San Francisco Drug Elimination Team, a multi-disciplinary partnership, comprised of the San Francisco Police Department, the District Attorney's Office, and the Adult Probation Department for the period of July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100432 [Endorsement of Update to Development Plan and Term Sheet for the Redevelopment of Treasure Island]

Sponsors: Mayor: Daly, Chiu and Dufty

Resolution endorsing the Update to Development Plan and Term Sheet for the Redevelopment of Former Naval Station Treasure Island with Treasure Island Community Development, LLC. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100435 [Accept and Expend Grant - Substance Abuse Offender Treatment Program - \$370,182]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Alcohol and Drug Programs in the amount of \$370,182 to fund the Substance Abuse Offender Treatment Program for the period July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100436 [Amendment to the Design Agreement for the Laguna Honda Hospital Replacement Program - \$50,799,281]

Sponsor: Elsbernd

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program increasing the contract amount from \$44,633,529 to \$50,799,281. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100459 [Supporting Senate Bill 1140 Regarding Allowing Voters to Register and Vote Up to and Including Election Day]

Sponsor: Campos

Resolution supporting Senate Bill 1140 to delete the arbitrary timelines which prevent eligible citizens from voting in elections by allowing voters to register and vote up to and including election day. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

#### 100460 [Urging the California Department of Corrections and Rehabilitations to Implement Guidelines to Ensure Voting Access for Eligible Offenders] Sponsor: Mirkarimi

Resolution urging the California Department of Corrections and Rehabilitation's Corrections Standard Authority to adopt specific guidelines for County Sheriffs and Department of Corrections, in order to facilitate voting among eligible incarcerated individuals. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100461 [Commending the Golden Gate Yacht Club and BMW ORACLE Racing Team on Winning the 33rd America's Cup and Urging the City to Host the 34th America's Cup1

Sponsors: Mirkarimi; Dufty, Maxwell and Chiu

Resolution commending San Francisco's Golden Gate Yacht Club and BMW ORACLE Racing team, directing the Clerk of the Board to send a congratulatory letter regarding their significant achievement of winning the 33rd America's Cup, and urging the City to work diigently on a plan for a San Francisco waterfront venue to host the 34th America's Cup. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# 100462 [Regulations to Ensure that Reusable Bags are Suitably Durable and Do Not Contribute to the Landfill Waste Stream]

Sponsor: Mirkarimi

Resolution requesting the Director of Department of Environment, under the authority of Section 1704, of Chapter 17, of the San Francisco Municipal Environment Code, to promulgate new, or amend existing, regulations to ensure that reusable bags are suitably durable and do not contribute to the landfill waste stream. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100464 [Supporting Assembly Bill 2511 Regarding Limiting Annual Percentage Rate of Payday Loans]

Sponsors: Chiu: Campos

Resolution supporting Assembly Bill 2511 regarding limiting the annual percentage rate of payday loans to customers receiving unemployment benefits. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Request for Hearing

# 100457 [Comprehensive Annual Financial Report, Single Audit, and Management Letters Related to the City Audit for FY2008-2009]

Sponsor: Mar

Hearing for the City's external auditors, Macias Gini and O'Connell and KPMG, to present the Comprehensive Annual Financial Report, Single Audit, and their management letters related to the City audit for FY2008-2009. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### Introduced by President at Request of Department

#### PROPOSED RESOLUTIONS

#### 100351 [Airport 2011 Lease and Use Agreements with Various Airlines]

Resolution approving a term of twenty five (25) new Lease and Use Agreements between the City and County of San Francisco and various airlines, effective July 1, 2011, to allow such airlines to conduct domestic and international flight operations at the San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100352 [Airline and Airport Lease and Use Agreement Modifications and Lease and Operating Agreement Modifications with Various Airlines]

Resolution approving modifications to the terms of eight (8) Airline and Airport Lease and Use Agreements and eleven (11) Lease and Operating Agreements between the City and County of San Francisco and various airlines to allow such airlines to modify the rental of terminal space and modify the terms of one (1) Airline and Airport Lease and Use Agreement to allow for early termination of said Lease and Use Agreement. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100386 [Approval to Award Restaurant Lease between the Port of San Francisco and D & G Company, LLC, Doing Business as Lou's Pier 47]

Resolution approving Port Commission Restaurant Lease No. L-14630 with D & G Company, LLC, doing business as Lou's Pier 47, for certain real property at 300 Jefferson Street located in Fisherman's Wharf in the City and County of San Francisco for a term of fifteen and one half (15 1/2) years, plus a five (5) year extension option. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100387 [Contract Amendment with G4S Justice Services, LLC, for Electronic Monitoring Services - Not to Exceed \$1,425,000]

Resolution authorizing the Sheriff's Department to enter into a First Amendment to the Agreement between the City and County and G4S Justice Services, LLC, (formerly known as G4S Justice Services, Inc.) to increase the contract amount from \$750,000 to an amount not to exceed \$1,425,000. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100388 [Approving County Refugee Services Plan for FY2009-2010]

Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for Feoderal FY2009-2010. (Human Services Department). RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100389 [Professional Services Agreement - Energy Efficiency, Renewable Energy and Climate Change with ICF International - \$19,000,000]

Resolution approving a Professional Services Agreement with ICF International for Energy Efficiency, Renewable Energy, and Climate Professional Services at a total cost of \$19,000.000. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Board Minutes for March 9, 2010 approved.

### Requests Granted

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation permitting the City to revoke permits for entertainment venues when those venues have been proven to be associated with violence.

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation requiring entertainment event promoters to register with the City and meet certain regulatory requirements.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following newsstands.

### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

# Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Masonic

### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

#### Utility Boxes

Northeast corner Oak & Scott Southeast corner Divisadero & Fell Southeast corner Hayes & Shrader Southeast corner Central & Hayes Southeast corner Divisadero & Fulton Southwest corner Oak & Divisadero Southwest corner Steiner & Haight

#### **Bus Shelters**

Southeast corner Stanyan & Oak
Southeast corner Masonic & Hayes
Northeast corner Pierce & Hayes
Southwest corner McAllister & Haight
Northwest corner Haight & Baker
Fillmore and Haight (all 4 bus stops, graffiti and grime)
Southwest corner Buchanan & Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Wood Pole

Northwest corner lvy & Gough

### Metal Pole

Southeast corner Clayton & Hayes Northeast corner Divisadero & Haight In front of 244 Fillmore In front of 332 Haight Northwest corner Fillmore & Waller From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner Lyon & Hayes Southeast corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southeast corner Buena Vista West & Haight Southeast corner Hayes & Buchanan Southwest corner Cole & Haight

#### Mailboxes

Northwest Baker & Haight Southeast Cole & Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

312 Divisadero

428 Haight

295 Laguna

333 Haight

221 Oak

1369 Haight 670 Stanyan

1964 Haves

442 Haight

# In Memoriams

Vince Tringali – Supervisor Elsbernd August J.P. Longo – Entire Board Al Ross – Supervisor Chu

# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

April 13, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by Supervisors or Mayor

GOVERNMENT
DOCUMENTS DEPT

PR 1 5 2010

### **Ordinances**

113/10

SAN FRANCISCO PUBLIC LIBRARY

# 100469 [Recreation and Park Department – Botanical Garden Non-Resident Fees] Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.46, to establish admission fees to the Botanical Garden for non-San Francisco residents, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100470 [Appropriating Surplus Revenues and Expenditures to Support Cost Overruns in the Department of Public Health for FY2009-2010 - \$23,711,912]

Sponsor: Mayor

Ordinance appropriating \$23,711,912, including appropriating \$22,828,000 of surplus San Francisco General Hospital revenue and \$7,500 of Laguna Honda Hospital revenues, de-appropriating \$876,412 of Laguna Honda Hospital and non-hospital operations expenditures, to fund cost overruns in the Department of Public Health, including \$16,280,391 at San Francisco General Hospital, \$6,058,521 at Laguna Honda Hospital, and \$1,373,000 in non-hospital operations, for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100471 [Accept and Expend Grant - American Recovery and Reinvestment Act Energy Efficiency Projects and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$875.9571

Sponsor: Mayor

Ordinance authorizing the Department of the Environment to expend a grant in the amount of \$875,957 from the California Energy Commission's State Energy Program through the Association of Bay Area Governments for the deployment of energy efficiency projects in the City and County of San Francisco and amend Ordinance Number 183-09 to reflect the addition of three (3) grant funded positions in the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100472 [Access Appeals Commission - Notice to the Mayor's Office of Disability]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Building Code by adding Section 105A.3.10 to require that an agenda and packet of materials for each matter to be decided by the Access Appeals Commission shall be sent to the Mayor's Office of Disability at the same time and in the same manner as they are sent to the Commission members. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 100488 [Recreation and Park Department - Coit Tower Non-Resident Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.06, to establish non-San Francisco Resident fees for the elevator at Coit Tower, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Resolutions

#### 100468 [Proclaiming April 10 through April 18, 2010, Week of the Young Child]

Sponsor: Mar

Resolution proclaiming April 10 through April 18, 2010, Week of the Young Child in recognition of San Francisco's child care providers. ASSIGNED to Board of Supervisors. ADOPTED 4/13/10.

# 100473 [Adopting Five Year Financial Plans Submitted by the Port, the Airport, and the PUC]

Sponsor: Mayor

Resolution adopting the five year financial plans submitted by the Port, the Airport, and the Public Utilities Commission under Charter Section 9.119. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100474 [Accept and Expend Grant - American Recovery and Reinvestment Act GreenFinanceSF - \$2.080.000]

Sponsor: Mayor

Resolution amending Resolution No. 59-10 retroactively to substitute the Public Utilities Commission for the Department of the Environment as the department authorized to accept and expend a grant in the amount of \$2,080,000 from the California Energy Commission's State Energy Program to provide financial assistance for GreenFinanceSF, the City and County of San Francisco's municipal financing program for energy and water retrofits of privately-owned buildings, and ratifying actions previously taken. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

# 100475 [Supporting Establishment of Statewide Extended Producer Responsibility System and Framework]

Sponsor: Mirkarimi

Resolution urging the California State Legislature to enact an extended producer responsibility framework, requesting the City and County of San Francisco's lobbying efforts include extended producer responsibility advocacy, authorizing the City to become a member of the California Product Stewardship Council and recommitting the City to the goals of the Environmentally Preferable Purchasing Ordinance. REFERED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100476 [Supporting Creation of and Declaring Asian Pacific Mental Health Day - May 10, 2010]

Sponsor: Mar

Resolution supporting the creation of Asian Pacific Mental Health Day on May 10, 2010, and each May 10 thereafter. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100477 [Armenian Genocide Commemoration Day - April 24, 2010]

Sponsors: Elsbernd; Campos, Dufty, Alioto-Pier, Mar, Avalos, Chu, Maxwell, Mirkarimi, Daly and Chiu

Resolution declaring April 24, 2010, as Armenian Genocide Commemoration Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

### 100478 [Honoring Jane Morrison on the Occasion of her 90th Birthday]

Sponsor: Chiu

Resolution honoring Jane Morrison on the occasion of her 90th birthday. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100479 [Commending Women's Sports Foundation Chief Executive Officer, Kathryn Olson]

Sponsor: Alioto-Pier

Resolution commending Kathryn Olson on her selection as Chief Executive Officer of the Women's Sports Foundation. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# Requests for Hearing

# 100480 [Hope San Francisco Program - Rebuilding Distressed Public Housing] Sponsor: Maxwell

Hearing on the progress of the Hope San Francisco Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100481 [Department of Aging and Adult Services Budget FY2010-2011] Sponsor: Mar

Hearing on the Department of Aging and Adult Services Budget for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100482 [Summer Programming Plans for School Children]

Sponsor: Dufty

Hearing to consider how we are addressing the need of programming and activities for youth in the City and County of San Francisco in the absence of summer school in 2010. RECEIVED AND ASSIGNED to City and School District Select Committee.

#### 100483 [Status of Parks and Associated Standards]

Sponsor: Chu

Hearing on the status of the City and County of San Francisco's parks, including findings from City Services Auditors' recent Park Standards Six-Month Report from 3-1-1 on number of service requests for park issues in each district/neighborhood and response time, a report from Recreation and Parks Department on the plan for continually low performing parks and equity in allocation of resources. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100484 [Municipal Transit Agency Two-Year Budget for FY2010-2011 and FY2011-2012] Sponsor: Chu

Hearing on the Municipal Transit Agency Two-Year Budget for FY2010-2011 and FY2011-2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100486 [Status of Workforce Development through the Public Utilities Commission's Water System Improvement Project]

Sponsor: Avalos

Hearing on the status of workforce development and fulfillment of local hiring goals through the Public Utilities Commission's Water System Improvement Project. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100487 [Update on the San Francisco Police Department Crime Lab]

Sponsors: Mirkarimi: Chiu

Hearing on the current status of the San Francisco Police Department Crime Lab, including information on the current backlog of DNA and drug testing, the budget of the crime lab, costs for outsourcing crime lab tasks, and a discussion of possible long-term solutions to create an effective and efficient crime lab. RECEIVED AND ASSIGNED to Public Safety Committee.

#### 100491 [Recreation and Park Department Budget FY2010-2011]

Sponsor: Alioto-Pier

Hearing to consider the impacts on the Recreation and Park Department FY2010-2011 Budget on neighborhoods in Districts 1, 2, 4, 5 and 7. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Introduced by President at Request of Department

### PROPOSED ORDINANCES

## 100421 [Settlement of Lawsuit - John Hartnett - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by John Hartnett against the City and County of San Francisco for \$30,000; the lawsuit was filed on March 13, 2009, in San Francisco Superior Court, Case No. CGC-09-486142; entitled John Hartnett v. City and County of San Francisco et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100438 [Settlement of Lawsuit - Michelle Cody - \$105,000]

Ordinance authorizing settlement of the lawsuit filed by Michelle Cody against the City and County of San Francisco for \$105,000; the lawsuit was filed on May 27, 2008, in San Francisco Superior Court, Case No. CGC-08-475697; entitled Michelle Cody v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTIONS

- 100419 [Airport Concession Lease with Wells Fargo Bank, N.A.]
  Resolution approving the Domestic Terminals Automated Teller Machines Lease "A," between
  Wells Fargo Bank, N.A., and the City and County of San Francisco, acting by and through its
  Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and
- Wells Fargo Bank, N.A., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 100420 [Airport Concession Lease with JPMorgan Chase Bank, N.A.]
  Resolution approving the Domestic Terminals Automated Teller Machines Lease "B," between JPMorgan Chase Bank, N.A., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 100439 [Settlement of Claim Karin Novotna \$125,000]
  Resolution approving the settlement of the unlitigated claim filed by Karin Novotna against the
  City and County of San Francisco for \$125,000; claim was filed on November 19, 2009. (City
  Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 100440 [Settlement of Claim Pacific Gas and Electric Company \$97,957.70] Resolution approving the settlement of the unlitigated claim filed by the City and County of San Francisco against Pacific Gas and Electric Company for \$97,957.70; claim was filed on February 1, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 100441 [Approval of FY2010-2011 Expenditure Plan for the Human Services Care Fund]
  Resolution approving the FY2010-2011 Expenditure Plan for the Human Services Care Fund.
  (Human Services Department). RECEIVED AND ASSIGNED to Budget and Finance
  Committee.
- 100442 [Contract Approval with Global Tel\*Link for Inmate Telephone Services]
  Resolution approving a contract for operating the Sheriff's Inmate Telephone Services, between
  Global Tel\*Link and the City and County of San Francisco, acting by and through the Sheriff's
  Department. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Board Minutes for March 16, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

# San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

# City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

350 Laguna

300 Buchanan

55 Laguna

424 Haight 533 Haight

555 Haigili

525 Haight

312 Divisadero

428 Haight

295 Laguna

333 Haight

221 Oak 1369 Haight

670 Stanvan

1964 Hayes

442 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Poles

Northwest corner Ivy & Gough Northeast corner Waller & Steiner

# Metal Poles

Southeast corner Clayton & Hayes Northeast corner Divisadero & Haight In front of 244 Fillmore In front of 508 Haight Northwest corner Fillmore & Waller

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

# Utility Boxes

Southeast corner Divisadero & Fell Southeast corner Hayes & Shrader Southeast corner Central & Hayes Northeast corner Oak & Scott Southeast corner Divisadero & Fulton Southwest corner Oak & Divisadero Southwest corner Steiner & Haight

#### **Bus Shelters**

Southeast corner Buchanan & Haight Southeast corner Stanyan & Oak Southeast corner Masonic & Hayes Northeast corner Pierce & Hayes Southwest corner McAllister & Haight Northwest corner Haight & Baker Fillmore and Haight (all 4 bus stops, graffiti and grime)

#### **Emergency Box**

Southwest corner Buchanan & Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner Lyon & Hayes Southeast corner Haight & Buena Vista East Southwest corner Haight & Buchanan Southeast corner Buena Vista West & Haight Southeast corner Hayes & Buchanan Southwest corner Cole & Haight

# Mailboxes Northwest Baker & Haight Southeast Cole & Hayes

From: Supervisor Mirkarimi

To: Controller

Requesting/Inquiring: Requesting the Controller to review the City's investments to verify compliance with Board resolution 849-00, which resolved that the City would not purchase bonds issued by the International Bank for Reconstruction and Development (known as the World Bank) or invest money in any investment fund that holds World Bank bonds, with the exception of investments issued by and through the U.S. Treasury Bank.

From: Supervisor Avalos
To: Director, Public Utilities Commission

Requesting/Inquiring: Supervisor Avalos inquires of the Public Utilities Commission information regarding workforce development and implementation of local hiring policy.

Questions and background information are attached.

From: Supervisor Daly
To: Office of Economic Analysis

Requesting/Inquiring: Supervisor Daly requests a report from the Office of Economic Analysis on the cumulative economic impact on San Francisco, including the impact on jobs, of the 10 pieces of legislation identified in the Chamber of Commerce's "2009 Paycheck and Pinkslips" survey compared to the economic impact on San Francisco of the financial meltdown and recession stemming from deregulation of markets and the "subprime mortgage crisis".

Background information is attached.

#### In Memoriams

President Lech Kaczynski and victims of the Polish plane crash – Supervisor Mar Chief Wilma Mankiller – Supervisor Mar Rita D'Amico – Supervisors Dufty and Elsbernd



# Board of Supervisors



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

April 20, 2010

120/10

# LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

DOCUMENTS DEPT

APR 2 3 2010

PUBLIC LIBRARY

#### Ordinances

100495 ICalifornia Environmental Quality Act Appeals of Certain Environmental Determinations and Providing Public Noticel

Sponsor: Alioto-Pier

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of environmental decisions and determinations under the California Environmental Quality Act, and providing public notice of such decisions and environmental documents. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

100496 [Accept and Expend Grant - California Emergency Management Agency and Amendment to the Annual Salary Ordinance for FY2009-2010 - \$505.5991

Sponsor: Dufty

Ordinance authorizing the Department of Adult Probation to retroactively accept and expend a grant in the amount of \$505.599 from the California Emergency Management Agency for a pilot program funded by Senate Bill 678 designed to improve outcomes for 18-25 year old probationers, and amending Ordinance No. 183-09 (Annual Salary Ordinance, FY 2009-2010) to reflect the addition of one (1) grant-funded position (0.25 FTE) in Class 8444 Deputy Probation Officer at the Department of Adult Probation. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

091269 [Payroll Expense Tax Biotechnology Exclusion Amendment] Sponsors: Alioto-Pier: Dufty

> Ordinance amending Section 906.1 of the San Francisco Business and Tax Regulations Code to clarify the definition of "biotechnology business" and to allow applicants to claim the biotechnology exclusion for seven and one half (7.5) years irrespective of the application date. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee. SUBSTITUTE.

#### Resolutions

# 100497 [Authorizing the Emergency Medical Services Agency to Conduct Criminal Background Checks]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Emergency Medical Services Agency to conduct criminal background checks pursuant to state law for the purpose of certifying emergency medical technicians. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100498 [Emergency Designation of the Director of Public Works, as Agent, to Apply for, Receive, and Expend Federal Disaster Relief Funds for the Great Highway] Sponsor: Chu

Resolution authorizing the Director of Public Works, to act as the agent of the City and County of San Francisco, as a non-state agency, to apply for, accept, and expend federal financial assistance under P.L. 93-288, as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act to address the emergency condition of the severe erosion along the Great Highway. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

# 100499 [Accept and Expend Grant - Green Business Tracking and Measurement Tool - \$74.500]

Sponsor: Chu

Resolution authorizing the Department of the Environment of the City and County of San Francisco to accept funding in the amount of \$74,500 from the California Department of Toxic Substances Control to continue to develop and operate the green business tracking and measurement tool. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

# 100500 [Apply for, Accept and Expend Grant - HOME Investment Partnership Program Entitlement, FY2010-2011 - \$8,580,153]

Sponsor: Mayor

Resolution approving the FY2010-2011 HOME Investment Partnership Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2010-2011 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$8,580,153 and to expend program income in the amount of \$301,605. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee

# 100501 [Apply For, Accept and Expend Grant - Emergency Shelter Grants Program Entitlement, FY2010-2011 - \$926,523]

Sponsor: Mayor

Resolution approving the FY2010-2011 Emergency Shelter Grant Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2010-2011 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$926,523 and to expend reprogrammed funds in the amount of \$35,703. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100502 [2010 Equipment Lease Supplement No. 16 - Not to Exceed \$11,500,000] Sponsor: Mayor

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an Equipment Lease Supplement No. 16 (Series 2010A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to certain equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$11,500,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith. RECEIVED AND ASSIGNED to Buddet and Finance Sub-Committee

# 100503 [Apply for, Accept and Expend Grant - Community Development Block Grant Entitlement, FY2010-2011 - \$22,267,380]

Sponsor: Mayor

Resolution approving the FY2010-2011 Community Development Block Grant Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2010-2011 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$22,267,380 and to expend program income in the amount of \$4,886,000. RECEIVED AND ASSIGNED to Buddet and Finance Sub-Committee.

# 100504 [Commending Dennis Morris, Assistant District Attorney, Upon his Retirement] Sponsor: Elsbernd

Resolution commending Dennis Morris, Assistant District Attorney, upon his retirement. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100505 [Support for Louis' Restaurant]

Sponsors: Mar; Mirkarimi, Daly, Alioto-Pier, Chu and Chiu

Resolution supporting Louis' Restaurant at 902 Point Lobos. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

# 100506 [Commemorating Adolph Sutro's 180th Birthday]

Sponsor: Mar

Resolution commemorating the 180th birthday of Adolph Sutro. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100507 [Accept and Expend Gift - Jeanne Fontana Revocable Trust - \$25,000] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Animal Care and Control to accept and expend a gift of \$25,000 from the Jeanne Fontana Revocable Trust. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Motion

# 100508 [Directing the Budget and Legislative Analyst to Audit the Department of Children. Youth and Their Families]

Sponsor: Alioto-Pier

Motion directing the Budget and Legislative Analyst to audit the Department of Children, Youth and Their Families. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### Hearings

#### 100509 [Audit Schedule and Department Selection Criteria]

Sponsor: Alioto-Pier

Hearing to discuss the current audit schedule and criteria for selecting departments for audit. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100510 [Golden Gate Park Safety]

Sponsors: Chu: Mar

Hearing on park safety within Golden Gate Park including lighting of paths and other security measures, coordination and communication between Recreation and Park staff and the San Francisco Police Department, and the level of park patrol staffing in the current year and upcoming budget year as proposed. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100511 [Youth Commission Budget Priorities, FY2010-2011]

Sponsor: Avalos

Hearing to consider the Youth Commission's budget priorities for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100512 [City and County of San Francisco's Budget for FY2010-2011 Impact on Children, Youth and Family Services]

Sponsor: Avalos

Hearing on the impact of the City and County of San Francisco's budget for FY2010-2011 on children, youth and family services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100513 [Status of the Election Campaign Fund]

Sponsor: Avalos

Hearing to consider the status of the Election Campaign Fund in regards to the 2010 and 2011 elections. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### Introduced by President at Request of Department

# PROPOSED RESOLUTIONS

100492 Supplemental Agreement to Install an Additional Water Pipeline Over Union Pacific Railroad Company Property in Stanislaus County]

Resolution approving and authorizing a Supplemental Agreement with Union Pacific Railroad Company to install an additional water pipeline within an existing easement area over Railroad property near the City of Oakdale in Stanislaus County required for the San Joaquin Pipeline System Project No. CUW37301 for a fee of \$2,500; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution, (Real Estate Department), RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100493 Finding of Fiscal Feasibility of Runway Safety Area Project at San Francisco International Airport]

Resolution finding the proposed Runway Safety Area project at San Francisco International Airport fiscally feasible pursuant to Administrative Code Chapter 29, (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act - April 20, 2010

Board Minutes for March 23, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

1000-1098 Hayes (hate graffiti on wall)

300 Buchanan

400 Page

501 Fillmore

400 Fillmore

799 Haight

400 Duboce

1825 Haight 1562 Haight

1564 Haight

1342 Haight

911 Haight

900 Haight 418-420 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Poles

Northeast corner Clayton & Grove

#### Metal Poles

Southwest corner Octavia & Haight Northeast corner Webster & Waller In front of 342 Haight In front of 547 Haight Northwest corner Buchanan & Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

# **Utility Boxes**

Southeast corner Fillmore & Fell Northeast corner Hayes & Broderick Southwest corner Scott & Haight Southwest corner Fulton & Broderick

# **Bus Shelters**

Southeast corner Buchanan & Haight

Southwest corner Broderick & Hayes Northeast corner Fillmore & Hermann (in canopy) Northwest corner Baker & Hayes Northwest corner Haight & Divisadero Fillmore and Haight (all 4 bus stops, graffiti and grime)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Southwest corner Grove & Gough Northwest corner Ashbury & Haight

#### Mailbox

Southwest corner Lyon & Hayes

From: Supervisor Elsbernd

To: Director, San Francisco Public Utilities Commission

To: Local Agency Formation Commission

Requesting/Inquiring: Inquiring of the San Francisco Public Utilities Commission and Local Agency Formation Commission (LAFCo) the status of the Community Choice Aggregation (CCA) contract. In particular, when is the completed contract expected to be submitted to the Board of Supervisors?

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an ordinance establishing a San Francisco County Adult Reentry Court which would be an alternative sanction to a return to jail or prison for parolees and/or probationers. The population eligible for such a reentry court would be parolees and/or probationers who would otherwise be returned to custody through a parole revocation, probation violation, and/or new offense. The Court would be a collaborative partnership of Adult Probation, State Parole, Public Defender, District Attorney, Sheriff, Superior Court, Department of Public Health, and select NGOs. A judge, parole commissioner, probation commissioner or other individual would oversee such a court. The overreaching goals for the San Francisco Adult Reentry Court shall be: 1) reduction in frequency and length of use of incarceration; 2) reduction in recidivism and re-offense rates; 3) increase in health and self-sufficiency of parolee/probationer; 4) successful completion of parole/probation.

From: Supervisor Alioto-Pier To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to make it illegal to withhold wages for work, and to authorize the Office of Labor Standards Enforcement to work with the District Attorney and Police Department to prosecute such cases.

# In Memoriams

Len Connacher – Supervisor Elsbernd
Huan Chen – Entire Board
Tian Sheng Yu – Entire Board
Enrique Manrique – Supervisor Mirkarimi
Lidiuvina Gallegos Hernandez – Supervisor Mirkarimi
Maureen Mona – Supervisor Elsbernd
Michael J. Heneghan – Supervisor Elsbernd
Gilbert H. Boreman – Entire Board
Dr. Dorothy Height – Entire Board



# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102–4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

April 27, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

**Ordinances** 

27/10

APR 3 0 2010

100149 [Prohibiting Lying on Public Sidewalks]

Sponsor: Daly

Draft ordinance amending San Francisco Police Code by adding Section 168 to prohibit lying on a public sidewalk. RECEIVED AND ASSIGNED to Public Safety Committee.

100188 [Zoning – 1800 Market Street Community Center Project Special Use District]

Sponsor: Dufty

Ordinance amending the San Francisco Planning Code by adding Section 787 to establish the 1800 Market Street Community Center Project Special Use District for property located at 1800 Market Street (Lot No. 014, Assessor's Block No. 871), located at the northwest corner of Market Street and Octavia Boulevard; amending Sheet SU07 of the Zoning Map of the City and County of San Francisco to reflect this new Special Use District; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

100189 [Transferring Responsibility for Crime Lab Services from the Police Department to the City Administrator]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Section 2A.25 and by amending and renumbering Section 10.100-170, all to transfer responsibility for providing crime laboratory services from the Police Department to the City Administrator, and setting an operative date. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

#### Resolutions

# 100006 [Authorizing the Director of Elections to Make Confidential Certain Voter Registration Information Pertaining to Public Safety Officers]

Sponsor: Chiu

Resolution authorizing the Director of Elections to, upon proper application of a public safety officer, make confidential that officer's residential address, telephone number and e-mail address appearing on the affidavit of registration, in accordance with California Elections Code Section 2166.7. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

#### 100030 [Amendment to Contract - AnsaldoBreda Inc., for Light Rail Vehicle Systems Overhaul - Not to Exceed \$68,749,421]

Sponsor: Chiu

Resolution approving Amendment One to Contract No. APT 591.01, light rail vehicle doors and steps reconditioning and systems rehabilitation, between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and AnsaldoBreda Inc. to rehabilitate the trucks of 34 light rail vehicles, at the cost of \$11,996,867 for a total contract amount not to exceed \$68,749,421 and to extend the term of the contract from five years to six years. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100222 [Resolution to Acquire Real Property Interests by Eminent Domain - Water System Improvement Program - CUW 35901, New Irvington Tunnel Project] Sponsor: Mavor

Resolution authorizing acquisition of the following interests in real property in Alameda County; (1) a temporary construction easement in a portion of Assessor's Parcel #513-0065-011-02 in Fremont, owned by Malik A. Alarab, Trustee, and Barbara E. Alarab, Trustee, (2) a temporary construction easement in a portion of Assessor's Parcel # 096-0001-020-03 in Sunol, owned by Kenneth and Janice Mackin; and (3) a temporary construction easement and a permanent subsurface soil nail easement in portions of Assessor's Parcel # 096-0080-004 in Sunol, owned by Carolyn Marie Garcia and Stanley A. Garcia, Trustees, by eminent domain, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project; adopting environmental Indiangs under the California Environmental Quality Act (CEOA), CEOA, GEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and under City Planning Code Section 101.1. ASSIGNED to Board of Supervisors on May 18, 2010 (See File No. 100220).

#### 100244 [Declaring May 2010 Building Safety Month] Sponsor: Avalos

Resolution declaring May 2010 as Building Safety Month in the City and County of San Francisco and urging support for supporting public safety efforts by the Department of Building Inspection and recognizing public employees for their contributions to San Francisco's structural safety and well-being. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100256 [Calling for a Boycott of the State of Arizona and Arizona-Based Businesses Until Arizona Repeals Senate Bill 1070]

Sponsors: Campos; Chiu, Avalos, Dufty, Daly, Mirkarimi and Mar

Resolution denouncing Arizona State Senate Bill 1070, a law that seeks to implement Arizona's own scheme of immigration regulation and will inevitably lead to racial profiling of people of color and limited English proficient persons, calling for a boycott of the State of Arizona and Arizona-based businesses, and endorsing the City Attorney's offer to cooperate in a lawsuit challenging Arizona State Senate Bill 1070. REFERRED FOR ADOPTION WITHOUT COMMITTER REFERRENCE AGENDA AT THE NEXT BOARD MEETING.

# 100257 [Calling for Comprehensive Immigration Reform and Condemning Immigration and Customs Enforcement Audits of San Francisco Businesses]

Sponsors: Campos; Mar, Avalos, Mirkarimi, Chiu, Dufty, Elsbernd, Daly and Alioto-Pier Resolution calling upon United States Congress to pass Comprehensive Immigration Reform that will solve the problem of undocumented immigration at its roots instead of through piecemeal enforcement-only measures, and condemning Immigration and Customs Enforcement audits of San Francisco businesses, including a unionized company. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# 100285 [Federal Disaster Corps Grants Administered by the California Volunteers] Sponsor: Mayor

Resolution authorizing designated City and County of San Francisco officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of the California, any applications or agreements and to take any actions necessary to obtain federal financial assistance through the federal Disaster Corps Grant administered by California Volunteers. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# 100286 [Supporting Assembly Bill 1900 Relating to Inmates]

Sponsor: Mirkarimi

Resolution urging the State Legislature to pass Assembly Bill 1900 relating to inmates. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

# 100004 [Sunset Reservoir Solar Project First Source Hiring Agreement]

Sponsor: Mar

Hearing to discuss compliance with the First Source Hiring Agreement for the Sunset Reservoir Solar Project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 100005 [Low-Achieving Schools and the Student Improvement Grant]

Sponsors: Campos; Dufty

Hearing on the status of persistently low-achieving schools in San Francisco and the student Improvement Grant. RECEIVED AND ASSIGNED to City and School District Select Committee. 100221 [Public Hearing - Acquisition of Real Property by Eminent Domain - Water System Improvement Program-CUW 35901, New Irvington Tunnel Project1 Hearing of persons interested in or objecting to proposed Resolution authorizing acquisition of the following interests in real property in Alameda County: (1) a temporary construction easement in a portion of Assessor's Parcel #513-0065-011-02 in Fremont, owned by Malik A. Alarab, Trustee, and Barbara E. Alarab, Trustee; (2) a temporary construction easement in a portion of Assessor's Parcel # 096-0001-020-03 in Sunol, owned by Kenneth and Janice Mackin; and (3) a temporary construction easement and a permanent subsurface soil nail easement in portions of Assessor's Parcel # 096-0080-004 in Sunol, owned by Carolyn Marie Garcia and Stanley A. Garcia, Trustees, by eminent domain, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and under City Planning Code Section 101.1. (Clerk of the Board), SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on May 18, 2010 (See File No. 100220).

#### Motion

# 100220 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interests by Eminent Domain]

Sponsor: Mayor

Motion that the Board of Supervisors hold a public hearing on May 18, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of: (1) a temporary interest in real property in Alameda County known as Assessor's Parcel #513-0065-011-02 in Fremont, owned by Malik A. Alarab, Trustee, and Barbara E. Alarab, Trustee; (2) a temporary interest in real property in Alameda County known as Assessor's Parcel # 096-0001-020-03 in Sunol, owned by Kenneth and Janice Mackin; and (3) a temporary interest and a permanent interest in portions of real property in Alameda County known as Assessor's Parcel # 096-0080-004 in Sunol, owned by Carolyn Marie Garcia and Stanley A. Garcia, Trustees, by eminent domain, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and under City Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Introduced by President at Request of Department

# PROPOSED ORDINANCE

#### 100515 [Settlement of Lawsuit - Blackhawk Parent LLC - \$250,000]

Ordinance authorizing settlement of tax refund lawsuit filed by Blackhawk Parent LLC, against the City and County of San Francisco for \$250,000; the lawsuit entitled Blackhawk Parent LLC v. City and County of San Francisco, Case No. 478-180 filed August 1, 2008, in San Francisco Superior Court. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTION

100516 [Lease Agreement with the California State Lands Commission]

Resolution approving and authorizing a 25 year lease with the California State Lands Commission for a portion of the San Francisco Bay in Alameda and San Mateo Counties, at no rent, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW36801, Bay Division Pipeline Reliability Upgrade - Tunnel, adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; adopting findings of consistency with City Planning Code Section 101.1; and authorizing the General Manager of SFPUC to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Board Minutes for March 30, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

# City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

208 Scott

357 Oak

1529 Fulton

745 Buchanan

1428 Grove 743 Grove

590 Divisadero

601 Divisadero

1023 Haight

1550 Haight

537 Shrader

989 Haight

563 Haight

546 Haight

535 Haight

522 Haight

557 Haight

528 Haight

295 Buchanan

201 Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

# Metal Poles

Northeast corner Fell & Scott

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

### **Utility Boxes**

Southeast corner Broderick & Fulton Northeast corner Linden & Buchanan Southeast corner Divisadero & Fulton Southeast corner Fulton & Masonic Northeast corner Steiner & Oak Northeast corner Fulton & Steiner Northwest corner Fillmore & Hermann Northeast corner Central & Haight

#### **Bus Shelters**

Southeast corner Buchanan & Haight Southwest corner Masonic & Golden Gate Southeast corner Laguna & Grove Northeast corner Buena Vista East & Haight Southwest corner Haight & Pierce Fillmore and Haight (all 4 bus stops, graffiti and grime)

#### **Emergency Box**

Northwest corner Turk & Pierce

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Southwest corner Lyon & Haight Northwest corner Post & Steiner Northeast corner Clayton & Haight

#### Mailbox

Southeast corner Ellis & Pierce Northeast McAllister & Pierce Northeast corner Baker & Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalk issues at the following locations: On Steiner & Golden Gate, South of Golden Gate, east side of street.

From: Supervisor Mar

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that outlaws fast food restaurants from including toys with meals marketed at children that are high calorie, high sugar and high in fat.

#### In Memoriams

Alicia Parlette – Entire Board Kevin Restani – Supervisor Elsbernd Tricia Taborn – Supervisor Mirkarimi

# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

May 4, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by Supervisors or Mayor

GOVERNMENT DOCUMENTS DEPT

MAY - 7 2010

# Ordinances

SAN FRANCISCO PUBLIC LIBRARY

100354 [Annual Appropriation Ordinance for Selected Departments, as of May 1, 2010, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Ordinance appropriating all estimated receipts and all estimated expenditures for Selected Departments of the City and County of San Francisco as of May 1, 2010, for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee

100355 [Proposed Annual Salary Ordinance for Selected Departments, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for Selected Departments of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100363 [Revising Board of Appeals Surcharges]

Ordinance amending Section 10G.1 of the San Francisco Administrative Code to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the San Francisco Municipal Transportation Agency Board of Directors, the Department of Public Works, the Entertainment Commission, and the Department of Public Health for permits and licenses that may be appealed to the Board of Appeals; remove the surcharge imposed by the Art Commission for Street Artist Certificates; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### 100527 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund as Part of the American Recovery and Reinvestment Act of 2009 and Amendment to the Annual Salary Ordinance, FY2009-2010 -\$20,014,497]

Sponsor: Mayor

Ordinance amending the FY2009-2010 Annual Salary Ordinance (Ordinance No. 183-09) to reflect the addition of temporary and permanent salaries of \$8,496,952 and authorizing the Human Services Agency to retroactively accept and expend a grant in the amount of \$20,014,497 from the United States Department of Health and Human Services, Temporary Assistance to Needy Families Emergency Contingency Fund, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100528 [Exempting Certain Nonprofits from Guide Permit Requirement] Sponsor: Alioto-Pier

Ordinance amending the San Francisco Police Code by amending Section 1295 to exempt nonprofit organizations conducting educational tours from the requirement to obtain a guide permit. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 100529 [Creation of Neighborhood Community Justice Task Force] Sponsors: Chiu: Maxwell

Ordinance amending the San Francisco Administrative code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force. RECEIVED AND ASSIGNED to Public Safety Committee.

# 100530 [Delivery Service for Large Retail Uses Within the Ocean Avenue Neighborhood Commercial Transit District]

Sponsor: Elsbernd

Ordinance amending the San Francisco Planning Code by amending Section 151.1 to exclude large retail uses within the Ocean Avenue Neighborhood Commercial Transit District from the requirement to provide delivery or shuttle services when such uses receive conditional use authorization to provide a greater number of off-street parking spaces. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100557 [Assessment Appeals Board - Increasing Administrative Processing Fees, Adding Certain Waivers, and Changing to an Hourly Rate for Findings of Fact Fees]

Sponsor: Avalos

Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards," by amending Section 2B.9 to increase the administrative processing fee per application from \$30 to \$45 by adding a fee waiver for any property assessed on the roll at a value of \$7,500 or less, and by adding a fee waiver for any property where there is a difference of \$7,500 or less between the taxpayer's opinion of value on the application and the subject property's assessed value on the roll; and by amending Section 2B.11 to change the findings of fact fees from a sliding scale of \$100 to \$1,000 to an hourly rate of \$215 with a maximum of 30 hours billed. ASSIGNED UNDER 30 DAY RULE to Buddet and Finance Sub-Committee.

#### Resolutions

### 100006 [Authorizing the Director of Elections to Make Confidential Certain Voter Registration Information Pertaining to Public Safety Officers]

Sponsor: Chiu

Resolution authorizing the Director of Elections to, upon proper application of a public safety officer, make confidential that officer's residential address, telephone number and e-mail address appearing on the affidavit of registration, in accordance with California Elections Code Section 2166 7. REFERRED to Public Safety Committee from 5/4/10 Meeting.

# 100362 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management services, general security services, information booth services, and shuttle bus services (Airport); paratransit services, comprehensive facility security services, parking citation and collection system, meter coin counting and collection services, towing contract services, and transit shelter maintenance services (MTA); and janitorial services and security services (Port). RECEINED AND ASSIGNED to Buddet and Finance Committee.

# 100531 [Accept and Expend Grant - San Francisco Arts Commission's WritersCorps Artist in Schools Program - \$9,600]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant totaling \$9,600 from the California Arts Council's Artists in Schools Program to help support the cost of a contracted teaching artist working at Mission High School. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# 100532 [Accept and Expend Grant - National Endowment for the Arts Learning in the Arts Program for the San Francisco Arts Commission's WritersCorps Program - \$60,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$50,000 from the National Endowment for the Arts Learning in the Arts Program for general operating support for WritersCorps. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100533 [Accept and Expend Grant - San Francisco Arts Commission's Arts Education Program - \$15,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$15,000 from the California Arts Council State Local Parthership Program to help support the Arts Commission's Arts Education Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

#### 100534 [Water Revenue Bonds Issuance - 2010]

Sponsor: Mayor

Resolution approving the issuance of water revenue bonds and water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100535 [Authorization to Apply for a Grant for Strategic Growth Council Urban Greening]

Sponsor: Campos

Resolution authorizing the San Francisco Planning Department to apply for a grant from the State of California sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Costal Protection Bond Act of 2006 to augment the greening and storm water features of the Cesar Chavez Street redesign project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100536 [Accept and Expend Grant - Public Health Emergency Response Phase IV - \$849,4171

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$849,417 from the California Department of Public Health, to assist with a project entitled "Public Health Emergency Response Phase IV" for the period of March 1, 2010 through July 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100537 [Calling for a Boycott of the Major League Baseball Team Arizona Diamondbacks Until Arizona Repeals Senate Bill 1070]

Sponsor: Dalv

Resolution calling for a boycott of the Arizona Diamondbacks, an Arizona-based business, until Arizona repeals Senate Bill 1070 and supporting the San Francisco Giants. RECEIVED AND ASSIGNED to Rules Committee

# 100538 [Supporting Outreach and Education Regarding Smart Meters to Prevent Power Service Disconnections]

Sponsor: Mar

Resolution supporting outreach and education regarding Smart Meters to prevent power service disconnections. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100539 [Request for Redevelopment Agency Audit]

Sponsor: Mirkarimi

Resolution requesting the Redevelopment Agency of the City and County of San Francisco to consent to an audit of selected activities related to the implementation of the expired Western Addition A-2 Redevelopment Plan. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100540 [Opposing the Dirty Energy Proposition, also known as Attorney General Initiative #09-0104]

Sponsors: Mirkarimi: Alioto-Pier, Maxwell and Campos

Resolution opposing the Dirty Energy Proposition, also known as Attorney General Initiative # 09-0104 designed to suspend the implementation of The California Global Warming Solutions Act of 2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEETING

## 100542 [Acceptance of Gift - Airport Congressman Tom Lantos Commemorative Plaque - \$15.000]

Sponsors: Elsbernd: Dufty and Alioto-Pier

Resolution approving the Airport's acceptance of a gift of a commemorative plaque, valued at \$15,000, honoring the late Congressman Tom Lantos from the Lantos Foundation to be placed in the Terminal 3 Hub at the Airport. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100543 [Requesting the Controller's Office to Conduct a Review and Analysis of the Funding Recommendations of the Department of Children, Youth and Their Families for FY2010-2011 through FY2012-2013]

Sponsors: Dufty: Campos, Maxwell and Chiu

Resolution requesting that the Controller's Office conduct a review and analysis of the funding recommendations of the Department of Children, Youth and Their Families for FY2010-2011 through FY2012-2013. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100544 [Denouncing the Burmese Military Regime's Illegitimate 2010 Election and Recognizing May 27, 2010, as Burma Democracy Day]

Sponsor: Daly

Resolution denouncing the Burmese military regime's illegitimate 2010 election and recognizing May, 27, 2010, as Burma Democracy Day in honor of the 20th Anniversary of the 1990 Elections. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100545 [Proclaiming Public Works Week in San Francisco - May 16-22, 2010] Sponsor: Chiu

Resolution proclaiming May 16-22, 2010, as Public Works Week in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROAD METING.

### 100546 [Accept and Expend Grant - Back on Track Program - \$52,355.57] Sponsor: Chiu

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$52,355.57 through the San Francisco Foundation, for a program entitled "Back on Track Re-entry Program" for FY2009-2010 and FY2010-2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100547 [Accept and Expend Grant - Criminal Restitution Compact - \$88,538]

Sponsor: Chiu

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively contract for, accept and expend up to \$88,538 allocated from the California Victim Compensation and Government Claims Board for a project entitled "Criminal Restitution Compact" for the period of July 1, 2009 through June 30, 2011.

REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MFETING

## 100548 [Supporting Assembly Bill 1871 Regarding Amending State Car Insurance Laws to Allow Personal Vehicles to be Used in Car-Sharing Programs]

Sponsors: Alioto-Pier: Chiu

Resolution supporting Assembly Bill 1871 to amend state car insurance laws to allow personal vehicles to be used in car-sharing programs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100549 [Authorizing the Issuance of Revenue Bonds by California Municipal Finance Authority to Acquire the Public Utilities Commission Building]

Sponsor: Daly

Resolution approving the issuance of revenue bonds by the California Municipal Finance Authority for the purposes of financing or refinancing the acquisition of the State office building known as the Public Utilities Commission Building and/or the San Francisco Civic Center and certain other matters pertaining thereto. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors at 5/18/10 Meeting.

## 100558 [Urging the United States Department of Agriculture to Declare the Light Brown Apple Moth a Non-Actionable Pest]

Sponsor: Alioto-Pier

Resolution urging the United States Department of Agriculture to declare the Light Brown Apple Moth a non-actionable pest in order to end the Light Brown Apple Moth eradication project that could expose San Franciscans to unacceptable and unnecessary levels of pesticide exposure. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Motions

## 100550 [Committee of the Whole - Issuance of Revenue Bonds by the California Municipal Finance Authority - May 18, 2010]

Sponsor: Dalv

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 18, 2010, at 3:00 p.m., to hold a public hearing on the issuance of revenue bonds by the California Municipal Finance Authority for the purpose of financing or refinancing the acquisition of the State office buildings known as the Public Utilities Commission Building and/or the San Francisco Civic Center. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100551 [Rejecting the Municipal Transportation Agency Budget for FY2010-2011 and 2011-2012]

Sponsors: Chiu: Mirkarimi

Motion rejecting the budget of the Municipal Transportation Agency for FY2010-2011 and FY2011-2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Requests for Hearing

100353 [Mayor's Proposed May Budget FY2010-2011]

Sponsor: Mayor

Hearing to review the Mayor's Proposed May Budget FY2010-2011. RECEIVED AND

ASSIGNED to Budget and Finance Committee.

100552 [Planning Department Discretionary Review Process and Reform]

Sponsor: Mar

Hearing to obtain updates from the Planning Department concerning the discretionary review process. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100553 [Audit Results of the San Francisco Municipal Transportation Agency]

Sponsor: Campos

Hearing on the results of the Budget and Legislative Analyst's audit of the San Francisco Municipal Transportation Agency. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100554 [State's Budget for FY2010-2011]

Sponsor: Avalos

Hearing to discuss the State's budget for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100555 [Controller's Nine Month Report]

Sponsor: Avalos

Hearing on the Controller's Nine Month Report. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## Introduced by President at Request of Department

## PROPOSED ORDINANCES

100358 [Settlement of Lawsuit - Noah Booher - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Noah Booher against the City and County of San Francisco for \$35,000; the lawsuit was filed on March 10, 2009, in the United States District Court for the Northern District of California, Case No. C08-1045 MHP, entitled Noah Booher v. City and County of San Francisco et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100359 [Settlement of Lawsuit - Betty C. Bullock - \$134,000]

Ordinance authorizing settlement of the lawsuit filed by Betty C. Bullock against the City and County of San Francisco for \$134,000; the lawsuit was filed on December 1, 2008, in San Francisco Superior Court, Case No. 482347; entitled Betty C. Bullock v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100360 [Recreation and Park Department - Harding Park Fees]

Ordinance amending the San Francisco Park Code by amending Section 12.12, to increase greens fees at Harding Park and Fleming Golf Courses, and making environmental findings. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100361 [Settlement of Lawsuit - Assimina Mavromatis - \$29,500]

Ordinance authorizing settlement of the lawsuit filed by Assimina Mavromatis against the City and County of San Francisco for \$29,500; the lawsuit was filed on July 6, 2007, in San Francisco Superior Court, Case No. CGC 07-464948; entitled Assimina Mavromatis, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

Board Minutes for April 6, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

## San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

55 Laguna 528 Haight 300 Buchanan 463 Fillmore 1023 Haight 1027 Haight 546 Haight 973 Haight 5 Haight 400 Duboce 350 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Southeast corner Haight & Fillmore

### Metal Poles

Southeast corner Pine & Fillmore In front of 865 Fillmore Southwest corner Gough & Ivy Northwest corner Haight & Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

### **Utility Boxes**

Southwest corner Geary & Webster Northeast corner Ivy & Buchanan Near 940 Fillmore Northwest corner Fillmore & Hermann Northwest corner Duboce & Church

## **Bus Shelters**

Southwest corner Pierce & Haight Southeast corner Hayes & Buchanan Southeast corner Buchanan & Haight Southwest corner McAllister & Pierce Fillmore & Haight (all 4 bus stops, graffiti & grime)

### Fire Hydrant

Southwest corner McAllister & Fillmore

#### **Emergency Boxes**

Southwest corner Eddy & Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

### Garbage Cans

Southwest corner Golden Gate & Buchanan Northwest corner Haight & Fillmore Southwest corner Waller & Fillmore

#### Mailbox

Southwest corner Bush & Webster Northwest corner Sutter & Fillmore Northeast corner McAllister & Buchanan Northwest corner Golden Gate & Buchanan Northeast corner Pierce & Golden Gate

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalk issues at the following locations: On Lincoln, west of Stanyan, several potholes.

## From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to prepare an Administrative Code amendment to require City departments to enter into written work order agreements when purchasing services from another City department, under the following conditions:

- These agreements shall be required for all major or complex work-order relationships, as determined by the Controller.
- These agreements shall be approved by both departments in advance of the fiscal year in which services are to be provided.
- These agreements shall be in a form approved by the Controller, and shall detail services to be provided, means of reconciling budgeted to actual costs, and documentation required to accompany each work-order billing.

### In Memoriams

Seymour Newstat – Supervisors Dufty and Alioto-Pier Quentin Easter – Supervisors Maxwell and Dufty Calvin P. Hayes – Supervisor Maxwell Victoria Manolo Draves – Supervisor Daly Theodore Tobias Rosenberg – Supervisor Dufty Scott Whitsett – Supervisor Dufty

## **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

## Legislation Introduced

May 11, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

## Introduced by Supervisors or Mayor

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#### Ordinances

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## 100574 [General Plan Amendments – Candlestick Point Activity Node and Hunters Point Shipvard Phase 2 Project]

Sponsor: Mayor

Ordinance amending the San Francisco General Plan by amending the Bayview Hunters Point Area Plan, the Transportation Element, the Recreation and Open Space Element, the Commerce and Industry Element, maps and figures in various Elements, and the Land Use Index, and by adopting and adding the Candlestick Point Subarea Plan and the Hunters Point Area Plan, in order to facilitate the development of the Hunters Point Shipyard and Candlestick Point, as envisioned in the Hunters Point Shipyard Redevelopment Plan, the Bayview Hunters Point Redevelopment Plan, and the Conceptual Framework for integrated development of the Hunters Point Shipyard and Candlestick Point endorsed by the Board of Supervisors and the Mayor in May 2007 and approved by the voters in 2008 through passage of Proposition G, the Jobs, Parks and Housing Initiative; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. ASSIGNED INDERS 40 DAY RULE For Land Use and Economic Development Committee.

## 100575 [Hunters Point Shipyard - Health Code Amendment] Sponsor: Mayor

Ordinance amending Article 31 of the Health Code to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply to Hunters Point Shipyard Parcel A to address potential residual contamination, and imposing fees to administer this Article; amending Sections 804 and 1227 of the Health Code to make conforming amendments; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 100576 [Hunters Point Shipyard - Public Works Code Amendment]

Sponsor: Mayor

Ordinance amending the Public Works Code to amend Section 2.3.1 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100577 [Hunters Point Shipyard - Building Code Amendment] Sponsor: Mayor

Ordinance amending the Building Code to amend Section 106A.3.2.5 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 100578 [Zoning Map Amendments - Candlestick Point Activity Node and Hunters Point Shipyard Phase 2 Project]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU09 and SU010 of the Zoning Map of the City and County of San Francisco to establish the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District, amending Sectional Maps HT09 and HT010 to establish the CP Height and Bulk District and the HP Height and Bulk District, adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100579 [Zoning – Establishment of the Candlestick Point Activity Node Special Use District, the Hunters Point Shipyard Phase 2 Special Use District, and Special Height and Bulk Provisions for the Special Use Districts] Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by adding Section 249.50 to establish the Candlestick Point Activity Node Special Use District; adding Section 249.51 to establish the Hunters Point Shipyard Phase 2 Special Use District; adding Section 249.51 to establish Special Height Provisions for the Candlestick Point Activity Node Special Use District and the CP Height and Bulk District; adding Section 263.25 to establish Special Height Provisions for the Hunters Point Shipyard Phase 2 Special Use District and the HP Height and Bulk District; and amending Table 270, to provide that the Table is not applicable to the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 100580 [General Obligation Bond - Earthquake Safety Retrofit Loan Program General Obligation Bond, November 2, 2010, Election]

Sponsor: Mayor

Ordinance calling and providing for a consolidated general special election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Thirty Nine Million One Hundred and Forty Thousand Dollars (\$39,140,000) to provide loans to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake, finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### 100582 [Appropriating \$811,734 of Fund Balance for the Code Enforcement Rehabilitation Fund in Department of Building Inspection and Mayor's Office of Housing in Fy2009-20101

Sponsor: Mayor

Ordinance appropriating \$738,240 of Code Enforcement Rehabilitation Fund unappropriated fund balance and deappropriating \$73,494 of prior year appropriations to support code enforcement activities in the Department of Building Inspection and the Mayor's Office of Housing in FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

## 100583 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100584 [Appointment as Road Commissioner - Edward D. Reiskin]

Sponsor: Mayor

Ordinance appointing Edward D. Reiskin, Director of the Department of Public Works, as Road Commissioner for the City and County of San Francisco, and repealing Ordinance 63-07. RECEIVED AND ASSIGNED to Rules Committee.

### 100600 [Prohibiting Lying on Public Sidewalks]

Sponsor: Daly

Draft ordinance amending San Francisco Police Code by adding Section 168 to prohibit lying on public sidewalks. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

## 100104 [Retailers' Duty to Disclose Radiation Levels for Cell Phones] Sponsor: Mayor

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1105, to require retailers to disclose Specific Absorption Rate values for cell phones, and making environmental findings. ASSIGNED to City Operations and Neighborhood Services Committee.

#### Resolutions

## 100572 [CEQA Findings, Candlestick Point - Hunters Point Shipyard Phase II Project] Sponsor: Mayor

Resolution adopting findings under the California Environmental Quality Act, (CEQA), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations in connection with the development of the Hunters Point Shippard and Candlestick Point, as envisioned in the Hunters Point Shipyard Redevelopment Plan, the Bayview Hunters Point Redevelopment Plan, and the Conceptual Framework for integrated development of the Hunters Point Shipyard and Candlestick Point endorsed by the Board of Supervisors and the Mayor in May 2007 and approved by the voters in 2008 through passage of Proposition G, the Jobs, Parks and Housing Initiative. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100573 [Urging the Planning Commission to Recommend Amendments to the General Plan Concerning Amendments to the Bayview Hunters Point Redevelopment Plan and the Hunters Point Shipyard Redevelopment Plan]

Sponsor: Mayor

Resolution urging the Planning Commission to recommend amendments to the General Plan to make the General Plan consistent with amendments to the Bayview Hunters Point Redevelopment Plan and the Hunters Point Shipyard Redevelopment Plan. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100581 [General Obligation Bonds - Earthquake Safety Retrofit Loan Program General Obligation Bonds 2010]

Sponsor: Mayor

Resolution defermining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$39,140,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

## 100585 [Confirming the Reappointment of Rodney Fong to the San Francisco Port Commission]

Sponsor: Mayor

Resolution confirming the reappointment of Rodney Fong to the San Francisco Port
Commission, term ending May 1, 2014. RECEIVED AND ASSIGNED to Rules Committee.

## 100586 [Confirming the Reappointments of James W. Haas, Ellen Schumer, and Mae Woo, to the City Hall Preservation Advisory Commission]

Sponsor: Mayor

Resolution confirming the reappointments of James W. Haas, Ellen Schumer, and Mae Woo, to the City Hall Preservation Advisory Commission. RECEIVED AND ASSIGNED to Rules Committee.

#### 100589 [Grant Application - Mission Creek Park Corridor]

Sponsors: Mayor, Maxwell

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Mission Creek Park Corridor. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100590 [Grant Application - Hillpoint Park Open Space Project]

Sponsors: Mayor: Maxwell

Resolution approving the application for Grant Funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for Construction of the Hillpoint Park Open Space Project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100591 [Grant Application - Boedekker Park]

Sponsor: Mayor

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for Boedekker Park. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100592 [Grant Application - Cayuga Playground]

Sponsors: Mayor: Avalos

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Cayuga Playground. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100593 [Opposing the Proposed Resumption of Commercial Whaling and Ten-Year Quotas for Gray Whales as Proposed by the International Whaling Commission]

Sponsors: Mirkarimi; Dufty and Maxwell

Resolution urging President Barack Obama to direct the United States delegation to the annual meeting of the International Whaling Commission on June 21-25, 2010, in Agadir, Morocco, to oppose any agreements that allow commercial whaling or set quotas for commercial whaling. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100594 [Proclaiming Martha Ryan Day - May 22, 2010]

Sponsor: Alioto-Pier

Resolution honoring Martha Ryan, Executive Director of the Homeless Prenatal Program, on the 20th anniversary of the Homeless Prenatal Program and proclaiming May 22, 2010, as Martha Ryan Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100596 [Proclaiming Harvey Milk Day - May 22, 2010]

Sponsors: Dufty: Campos. Mirkarimi and Chiu

Resolution proclaiming May 22, 2010, Harvey Milk Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100597 [Proclaiming World Hepatitis Awareness Day - May 19, 2010]

Sponsor: Dufty

Resolution proclaiming May 19, 2010, as World Hepatitis Awareness Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100599 [Accept and Expend Grant - To Hire up to Four Part-Time Upper Division Undergraduate or Graduate School Planning Interns - \$44,000]

Sponsor: Elsbernd

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$44,000 from the Federal Transit Administration through CalTrans and the Metropolitan Transportation Commission for hiring up to four part-time upper division undergraduate or graduate school planning interns for the FY2009-2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100601 [Commending Mary Kay Henry]

Sponsor: Alioto-Pier

Resolution commending Mary Kay Henry on her election as the President of the Service Employees International Union. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

## 100587 [Adopting Findings to Reverse Certification of the 555 Washington Street Project Final Environmental Impact Report]

Sponsors: Chiu: Dalv. Mirkarimi, Campos, Mar and Avalos

Sponsors. Ciliu, Daiy, Mirkatilli, Campos, Mar and Avaios

Motion adopting findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 555 Washington Street Project. RECEIVED AND ASSIGNED to Board of Supervisors on 5/18/10.

## 100588 [Adopting Findings Related to the Conditional Use Appeal on Property Located at 1111 California Street]

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18042, approving Conditional Use Application 2008.1072C on property located at 1111 California Street. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors on 5/18/10.

## 100595 [Waiver Permitting City Employees to Assist the Department of Elections with the June 8, 2010, Consolidated General Election]

Sponsor: Chiu

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the June 8, 2010, Consolidated General Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Hearings**

### 100570 [Implementation Status of Language Access Ordinance]

Sponsors: Chu; Chiu, Mar and Avalos

Hearing in conjunction with release of Annual Compliance Report on the Language Access Ordinance to receive status update on implementation and compliance with ordinance. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100571 [Safe Routes to Schools and MUNI Safety]

Sponsor: Dufty

Hearing to consider how we are providing safe routes to schools and ensuring safe conditions for our children and youth on MUNI. RECEIVED AND ASSIGNED to City and School District Select Committee.

## Introduced by President at Request of Department

## PROPOSED RESOLUTIONS

## 100364 [Major Encroachment for San Francisco State University to Place Utilities Under Font Boulevard]

Resolution granting a revocable major encroachment permit to San Francisco State University to occupy a portion of the public right-of-way to install and maintain private underground utilities crossing Font Boulevard to serve properties within Assessor Block 7304; making findings, including environmental findings and findings of consistency with the General Plan and the Eight Priority Policies of Planning Code Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100365 [Amendment to Agreement - Avaya, Inc. to Extend the Term and Increase the Amount of the Contract - \$13,367,321]

Resolution retroactively authorizing the Department of Technology to enter into the Fourth Amendment of an agreement with Avaya, Inc. and increasing the maximum expenditure under the contract to \$13,367,321. (Department of Technology). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Board Minutes for April 13, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

## City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

55 Laguna

506 Haight

598 Baker

585 Hayes

357 Grove 577 Fell

545 Lvon

465 Scott

250 Scott 591 Waller

546 Haight

598 Haight, on the side of building

400 Duboce, on the Duboce & Fillmore side

350 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Wood Pole

Southeast corner Haight & Fillmore

#### Metal Poles

Southeast corner Hayes & Buchanan In front of 357 Grove Northwest corner Laguna & Haight In front of 150 Hayes Near 252 Fillmore Near 174 Haight Northeast corner Fell & Scott

Northwest corner Haight & Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

### **Utility Boxes**

Southwest corner Steiner & Waller Northwest corner Fulton & Broderick

#### **Bus Shelters**

Southeast corner Divisadero & Hayes Southeast corner Hayes & Buchanan Southeast corner Buchanan & Haight Northwest corner Scott & Hayes Fillmore and Haight (all 4 bus stops, graffiti and grime)

#### **Emergency Boxes**

Southeast corner Oak & Scott

## From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of removing graffiti from the following locations:

#### Garbage Cans

Southwest corner Golden Gate & Buchanan Northwest corner Haight & Fillmore Southwest corner Waller & Fillmore

#### Mailbox

Southwest corner Broderick & Hayes Northwest corner Laguna & Hayes Northwest corner Haight & Fillmore

#### In Memoriams

Michael Anthony Sullivan – Supervisor Carmen Chu Luisa Ezquerro – Supervisors Bevan Dufty and David Campos Jane Warner – Entire Board Janice Rose Trapp Tate – Supervisor Sophie Maxwell

## **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

## Legislation Introduced

May 18, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

MAY 2 1 2010

### **Charter Amendments**

[San Francisco Affordable Housing Fund]

Sponsor: Daly

SAN FRANCISCO PUBLIC LIBRARY anty of San Francisco

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make and annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

100630

100629

[Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board!

Sponsor: Daly

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and quidelines. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

100631

[Equal Access Commission and Department of Equal Access]
Sponsor: Alioto-Pier

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.136, to establish an Equal Access Commission and Office on Equal Access ASSIGNED LINDER 30 DAY RILLE TO Rules Committee

#### 100632 [Public Education Enrichment Fund]

Sponsor: Alioto-Pier

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 16.23-10, to extend the automatic expiration of the Public Education Enrichment Fund from June 30, 2015, to June 30, 2016; amending Sections 16.123-2 and 16.123-8, to make conforming changes; amending Section 16.123-3, to use any surplus returned from the Library Preservation Fund Baseline to fund part of the City's required disbursements under the Public Education Enrichment Fund for, among other things, library programs; amending Section 16.123-5, to allow the City to use monies in the Fund to pay college tuition and fees for students attending City College or San Francisco State, amending Section 16.123-6, to authorize the Youth Commission to review expenditure plans submitted by the School District and the First Five Commission, amending Section 16.123-8, to require the City to recommend a Rainy Day Reserve policy for the San Francisco Unified School District covering local revenues and authorize the City to suspend disbursements from the Fund to the School District unless the District certifies that it has adopted and followed the policy; and, repealing Section 16.123-7 as obsolete. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### 100633 [Split Appointments to the Recreation and Parks Commission and Special Events Permit and License Process]

Sponsors: Mirkarimi; Campos, Daly, Avalos and Maxwell

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.106 and 4.113, to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and to make Recreation and Park Department and Commission decisions regarding special event permits and licenses that significantly impact park property or the surrounding neighborhood appealable to the Board of Appeals. ASSIGNED UNIDER 30 DAY RULE to Rules Committee.

#### 100634 [Health Service Board Terms and Elections]

Sponsor: Elsbernd

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### 100635 [Non-Citizen Voting in School Board Elections]

Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Dufty Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.111, to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens. ASSIGNED UNDER 30 DAY RUIL F to Rules Committee

#### 100636 [Rent Board Provisions]

Sponsors: Campos: Avalos, Daly, Mar, Maxwell and Mirkarimi

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, to: (1) establish the Rent Board in the Charter; (2) authorize the Board of Supervisors to appoint three members, authorize the Mayor to appoint three members, and authorize the Board President and the Mayor together to appoint one member; and (3) provide that the Rent Board will consist of three tenants, two landlords, and two neutral members. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## 100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos: Mirkarimi, Chiu and Mar

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section(s) 8A. 101, 8A. 102, 8A. 104, 8A. 104, 8A. 106, 8A. 107, 8A. 108, A8. 409-1, A8. 409-4 and A8. 428, and deleting Section and A8. 404, to provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors, allocate a share of property tax revenues to the Transportation Fund, require the MTA to resubmit an Agency budget if fits budget is rejected by the Board of Supervisors, establish an Office of the MTA Inspector General, and eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### **Ordinances**

## 100608 [Memorandum of Understanding - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Claziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16, International Association of Bridge, Structural, Ormamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 803, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversioht Committee.

## 100609 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100610 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100611 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local Union 61

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee

## 100612 [Memorandum of Understanding - Municipal Attorneys' Association] Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100613 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers] Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100614 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 100615 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO to be effective July 1, 2010, though June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 100616 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)] Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100617 [Memorandum of Understanding - Transport Workers Union of America, Local 2001

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100618 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2010 through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100619 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Uniti)

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100620 [Memorandum of Understanding - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEINED AND ASSIGNED to Government Audit and Oversight Committee.

## 100622 [Memorandum of Understanding, Amendment No. 3 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100623 [Memorandum of Understanding, Amendment No. 1 – San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award that establishes Amendment No. 1 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco District Attorney Investigators' Association, by implementing specified terms and conditions of employment for FY2010-2011. ASSIGNED to Government Audit and Oversight Committee.

## 100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-Cc) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100625 [Memorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100626 [Memorandum of Understanding, Amendment No. 1 - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2009-2011 Memorandum of Understanding between the City and County of San Francisco and the Laborers, Local 261 by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100627 [Memorandum of Understanding, Amendment No. 3 - Automotive Machinists Union, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100628 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8 409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2010. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100639 [Permits for Commercial Parking Garages and Lots]

Sponsor: Alioto-Pier

Ordinance amending sections of the San Francisco Police Code, Business and Tax Regulations Code and Fire Code to: (1) transfer responsibility for parking garage and parking lot permits from the Fire Department to the Police Department; (2) require a commercial parking permit to operate a garage or lot where members of the public can park for a charge; set fees; establish permit bioders and individuals working at parking garages and lots; and (3) limit the term of a commercial parking permit to one year and require annual application for a commercial parking permit. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development

## 100640 [Waiver of Temporary Street Space Occupancy Fee for the Mission Community Market]

Sponsor: Campos

Ordinance waiving the permit fee in Public Works Code Section 724.1(b) for temporary street space occupancy on certain blocks of 22nd Street on Saturday, June 19, 2010, as part of a fundraiser to launch the Mission Community Market. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

# 100641 [Expend Grant - California Department of Toxic Substances Control and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$74,500]

Sponsor: Chu

Ordinance authorizing the Department of the Environment to expend a grant in the amount of \$74,500 from the California Department of Toxic Substances Control to coordinate the Green Business tracking and measurement tool and amending Ordinance No. 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100642 [Appropriating \$727,265 of General Fund Reserve and De-Appropriating \$397,801 for Salaries, Disability, and Workers' Compensation in the Sheriff's Department - FY2009-20101

Sponsor: Mayor

Ordinance appropriating \$727,265 of General Fund Reserve and de-appropriating \$397,081 of expenditure contingency to fund salary expenditures due to State reductions in the Courts, disability pay, and workers' compensation claims in the Sheriffs Department for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100643 [Accept and Expend Grant - Federal Department of Energy Appropriations and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$1,000,000] Sponsor: Mavor

Sponsor: Mayor

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$1,000,000 from the Federal U. S. Department of Energy appropriations to support the San Francisco Electric Vehicle Initiative and amending Ordinance No. 183-09 to reflect the addition of two (2) grant funded positions at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100658 [Bayview Hunters Point Redevelopment Project Area]

Sponsor: Mayor

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100659 [Hunters Point Shipyard Redevelopment Project Area] Sponsor: Mayor

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment, adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard] Sponsor: Mayor

Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 100427 [Barring the Use of Certain Pesticides for Weed Abatement] Sponsor: Alioto-Pier

Ordinance amending the San Francisco Environment Code by amending Section 304, to increase notice requirements for the use of pesticides on City property, and adding Section 310, to provide a process for residents to appeal the use of pesticides on City property to the Director of the Department of the Environment. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. SUBSTITUTE.

## 100104 [Retailers' Duty to Disclose Specific Absorption Rate Valves for Cell Phones] Sponsor: Mayor

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1105, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. SUBSTITUTE.

### Resolutions

100644 [Contract Amendment - Serco Inc. for Parking Meter Collection and Management Services - Not to Exceed \$77,300,000]

Sponsor: Chiu

Resolution approving Ninth Amendment to agreement with Serco Inc. for parking meter collection and management services, to extend the term by two years and increase the contract amount by \$162,800,000 for a total contract amount not to exceed \$77,300,000. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100645 [Naming the 17th Street Pedestrian Plaza in the Castro as Jane Warner Plaza]
Sponsor: Dufty

Resolution naming the 17th Street pedestrian plaza located at the intersection of 17th Street, Castro Street and Market Street as Jane Warner Plaza. RECEIVED AND ASSIGNED to City Operations and Neiohborhood Services Committee.

100646 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed \$10,000,000]

Sponsor: Dufty

Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$10,000,000 to finance various capital facilities owned or leased by Children's Day School. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100647 [Contract Extension - Department of Public Health and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program]

Sponsor: Mayor

Resolution authorizing the San Francisco Department of Public Health to extend the contract between the City and County of San Francisco and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program to provide Center of Excellence delivery of service which includes HIV/AIDS case management, primary medical care, mental health services, substance use counseling, and coordination and planning services. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100648 [Accept and Expend Grant - Caltrans Community Design Process for Cesar Chavez Street - \$250,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Planning Department to retroactively accept and expend a grant in the amount of \$250,000 from Caltrans for the period February 16, 2010, through February 28, 2012, in order to conduct a community design process for Cesar Chavez Street. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

## 100649 [Lease of Bill Graham Civic Auditorium to BGCA Management, LLC - 99 Grove Street]

Sponsor: Mayor

Resolution approving and authorizing a lease of the Bill Graham Civic Auditorium located at 99 Grove Street to BGCA Management, LLC for a term of approximately 20 years, with two five-year extension options, under San Francisco Charter Section 9.118; and making findings that the lease is in conformance with the City's General Plan and is categorically exempt from environmental review under CEQA. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

#### 100650 [Urging to Opt-Out of "Secure Communities"]

Sponsors: Mar, Campos, Avalos, Maxwell, Daly, Mirkarimi, Chiu and Dufty Resolution urging the San Francisco Sheriff's Department, the Juvenile Probation Department and the San Francisco Police Department to opt-out of participating in the Police Immigration and Customs Enforcement collaboration program known as "Secure Communities." REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING

## 100651 [Calling on State, Federal, and International Lawmakers to Ensure Fair and Just Treatment of Domestic Workers]

Sponsors: Mar; Campos, Avalos, Chiu, Mirkarimi, Maxwell and Dufty Resolution calling on State, Federal, and International Lawmakers to ensure fair and just reatment of domestic workers. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100652 [Opposing Assembly Bill 2650 - Regarding Unnecessary Regulations and Intrusion into the City and County's Authority]

Sponsor: Daly

Resolution opposing Assembly Bill 2650, opposing unnecessary State intrusions on the City ad County's land use and regulatory authority, and urging San Francisco's State Representatives to oppose this bill and any similar legislation to unnecessarily regulate the location of medical cannabis facilities in contravention of existing or future local ordinances. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100653 [Supporting the 2010 National Asian Pacific Islander American Historic Preservation Forum]

Sponsor: Chiu

Resolution supporting the 2010 National Asian Pacific Islander American Historic Preservation Forum to protect and preserve the legacies of Asian and Pacific Islander cultures in America. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEETING.

## 100654 [Gift for the Repair and Maintenance of the Crocker Amazon Football Field] Sponsors: Avalos; Elsbernd

Resolution authorizing and approving a Gift from Sacred Heart Cathedral Preparatory for up to \$30,000 for renovations of the Crocker Amazon football field; and \$39,884 for the salary of a half-time gardener for one year, to be made on a monthly basis. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100655 [Proclaiming Lyme Disease Awareness Month - May 2010]

Sponsors: Alioto-Pier: Dufty

Resolution proclaiming May 2010, as Lyme Disease Awareness Month in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING.

## 100660 [Candlestick Point and Shipyard Phase 2 Redevelopment Project; Real Property Transfer and Public Trust Exchangel

Sponsor: Mayor

Resolution approving and authorizing the execution, delivery and performance of. (1) a Real Property Transfer Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for Certain City Property at Candlestick Point, and (2) a Title Settlement, Public Trust Exchange and Boundary Line Agreement between the City and County of San Francisco (acting by and through the Board of Supervisors and through the Port Commission), the Redevelopment Agency of the City and County of San Francisco, the California State Lands Commission and the California Department of Parks and Recreation, both agreements being in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100662 [Tax Increment Allocation Pledge Agreement for the Candlestick Point and Phase 2 of the Hunters Point Shipyard Project]

Sponsor: Mayor

Resolution approving a Tax Increment Allocation Pledge Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the pledge of net available tax increment to finance public improvements and affordable housing in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project; adopting findings under the California Environmental Quality Act; and adopting findings that the agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### Requests for Hearing

### 100656 [Impact of Contracting Out Jail Health Services]

Sponsor: Campos

Hearing on the negative impacts and hidden costs of contracting out jail health services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100657 [Proposal to Contract Out City Functions]

Sponsor: Avalos

Hearing to consider new proposals to contracting out city functions, such as security and janitorial services, that are currently performed by civil service employees. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Introduced by President at Request for Department

## PROPOSED ORDINANCES

### 100517 [Settlement of Lawsuit - Susan Garduno - \$47,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$47,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100518 [Settlement of Lawsuit - Linda Ho - \$88,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Linda Ho against the City and County of San Francisco for \$8a,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100519 [Settlement of Lawsuit - Victoria Sanchez - \$66,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$66,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100520 [Settlement of Lawsuit - Sally Seid - \$48,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for \$48,500, the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100521 [Settlement of Lawsuit - Mary Anne Short and Robert Short - \$160,000]
Ordinance authorizing settlement of the portion of the lawsuit filed by Mary Anne Short/Robert

Short against the City and County of San Francisco for \$160,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 100559 [Settlement of Lawsuit SN Sands Corp. dba S&S Trucking \$50,000] Ordinance authorizing settlement of the lawsuit filed by SN Sands Corp. dba S&S Trucking against the City and County of San Francisco for \$50,000; the lawsuit was filed on April 10, 2009, in San Francisco Superior Court, Case No. CGC-09-487156; entitled SN Sands Corporation dba S&S Trucking v. City and County of San Francisco; other material terms of said settlement are term of five-year contract to run from December 20, 2008, to December 19, 2013. (City Attomey). RECEIVED AND ASSIGNED to Rules Committee.
- 100560 [Settlement of Lawsuit James A. Shotwell \$167,500]

Ordinance authorizing settlement of the lawsuit filed by James A. Shotwell against the City and County of San Francisco for \$167,500; the lawsuit was filed on September 26, 2008, in San Francisco Superior Court, Case No. CGC-08-480280; entitled James A. Shotwell v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100561 [Settlement of Lawsuit - 609-611 Burnett Apartments, LLC - \$128,700] Ordinance authorizing settlement of the lawsuit filed by 609-611 Burnett Apartments, LLC, against the City and County of San Francisco for \$128,700, the lawsuit was filed on December 9, 2008, in San Francisco Superior Court, Case No. CGC-08-482803; entitled Burnett Apartments, LLC, v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND

ASSIGNED to Rules Committee.

100562 [Settlement of Lawsuit - Melanie Wood and Timothy Wood - \$151,000] Ordinance authorizing settlement of the lawsuit filed by Melanie Wood and Timothy Wood against the City and County of San Francisco for \$151,000; the lawsuit was filed on June 4, 2007, in San Francisco Superior Court, Case No. CGC-07-463943; entitled Melanie Wood, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee

#### PROPOSED RESOLUTIONS

## 100456 [Agreement to Purchase Easements in Connection with the New Irvington Tunnel Project in Alameda Countyl

Resolution approving and authorizing an Agreement for Purchase and Sale of Real Estate to acquire for \$57,500 a permanent well easement and a temporary construction easement in Alameda County for the public purpose of constructing the San Francisco Public Utilities Commission New Irvington Tunnel Project; adopting findings under the California Environmental Quality Act; adopting findings that the purchase is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### 100567 [Official Advertising, FY2010-2011]

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY 2010-2011. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### 100568 [Outreach Advertising for FY2010-2011]

Resolution designating El Reportero to be the outreach newspaper of the City and County for the Hispanic community, Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual community, and the West Portal Monthly to be the neighborhood outreach newspaper for the West Portal neighborhood, to provide outreach advertising for FY2010-2011. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.



Board Minutes for April 20, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

## SF Daily

Northwest corner of Hayes and Gough

## City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

55 Laguna 295 Buchanań 222 Fillmore 1501 Haight 1605 Haight 909 Page 44 Webster, on side of building 546 Haight 507 Haight 525 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Southeast corner Haight & Fillmore

### Metal Poles

Southwest corner Divisadero & Haight In front of 345 Haight Northwest corner Laguna & Haight In front of 109 Fillmore Northwest corner Fulton & Laguna Northeast corner Fillmore & Haight Southwest corner McAllister & Laguna Southwest corner Haight & Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

### **Utility Boxes**

Southwest corner Steiner & Waller Northeast Corner Scott & Waller Northeast corner Hayes & Broderick

## Bus Shelters

Southeast corner Buchanan & Hayes

Southwest corner Haight & Buchanan Southeast corner McAllister & Webster Northwest corner Laguna & Haight Southwest corner Hayes & Broderick Southwest corner Lyon & Hayes Fillmore and Haight (all 4 bus stops, graffiti & grime)

#### Fire Hydrant

Southwest corner Laguna & Fulton

### **Emergency Boxes**

Southeast corner Laguna & Fulton

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

### Garbage Cans

Northwest corner Haight & Clayton Southwest corner Waller & Fillmore

#### Mailbox

Southwest corner McAllister & Gough

### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalk issues at the following location: On Fulton, west of Clayton.

### From: Supervisor Mirkarimi

To: Director, Recreation and Parks Department

Requesting/Inquiring: Requesting the Recreation and Parks Department to report on the 2010 Bay to Breakers race, including the number of department staff that were deployed, any incident reports from the Park Rangers, and any areas of concern related to the race.

## From: Supervisor Mirkarimi

To: Chief George Gascon, San Francisco Police Department

Requesting/Inquiring: Requesting the Police Department to report on the 2010 Bay to Breakers race, including the number of officers that were deployed, a list of arrests that were made, and a list of emergency and non-emergency calls related to the race.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of cleanup after the 2010 Bay to Breakers race, including a list of which streets were mechanically cleaned after the race, the amount of trash that was collected, and a description of any areas of particular concern with the race.

# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

May 25, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

# Ordinances

MAY 28 2010 SAN FRANCISCO

PUBLIC LIBRARY

#### 100671 [Smoking Prohibition Signage Requirement]

Sponsor: Mar

Ordinance amending San Francisco Health Code Section 1009.22 to clarify signage language requirement. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 100674

[Expanding the Entertainment Commission's Power to Revoke Permits] Sponsor: Chiu

Ordinance amending Sections 1060 20 4 and 1070 20 of the San Francisco Police Code to expand the grounds for revocation of place of entertainment permits, extended-hours premises permits, and one time event permits to include: (1) public safety considerations, where operation of the permit poses a substantial risk of physical harm or injury to individuals, and (2) where the permittee's persistent action or inaction causes serious and continuing problems that amount to a public nuisance. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

### 100675

[Zoning - Presidio-Sutter Special Use District at 800 Presidio Avenue]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No.13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 50-X and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)1

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. ASSIGNED to Government Audit and Oversight Committee. SUBSTITUTE

#### 100625 IMemorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. ASSIGNED to Government Audit and Oversight Committee. SUBSTITUTE

#### 100617 [Memorandum of Understanding - Transport Workers Union of America, Local 2001

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012. ASSIGNED to Government Audit and Oversight Committee. SUBSTITUTE.

# Resolutions

#### 100666 [Accept and Expend Grant - State Food and Agricultural Projects - \$11,188.77]

Sponsor: Maxwell

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$11.188.77 from the California Department of Food and Agriculture for the period of July 1, 2010, through June 30, 2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100667 [Proclaiming Elizabeth Rojas-Colville Day - June 24, 2010]

Sponsor: Daly

Resolution proclaiming June 24, 2010, as Elizabeth Rojas-Colville Day in the City and County of San Francisco REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100668 [Enterprise Zone Targeted Employment Area]

Sponsor: Chiu

Resolution approving the boundaries of the City and County of San Francisco Enterprise Zone Targeted Employment Area. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100669 [Lease of Real Property – Parcel L (Portion of Assessor's Block No. 0817, Lot No. 33)]

Sponsor: Mayor

Resolution approving the lease of City property located at the northeast comer of Octavia Boulevard and Fell Street and commonly known as Parcel L (portion of Assessor's Block No. 0817, Lot No. 33) to PROXYDevelopment, LLC, for four years at a monthly base rent of \$2,000 per month. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100670 [Sublease of Real Property - Parcel K (Portion of Assessor's Block No. 0817, Lot No. 30)]

Sponsor: Mayor

Resolution approving the sublease of property located at the southeast corner of Octavia Boulevard and Hayes Street and commonly known as Parcel K (portion of Assessor's Block No. 0817, Lot No. 30) to PROXY Development, LLC, for three years at a monthly base rent of \$5,000 per month. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100672 [Amendment to Agreement - Titan Outdoor for Advertising on San Francisco Municipal Transportation Agency Property]

Sponsor: Elsbernd

Resolution approving Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property between the City and Titan Outdoor, LLC, to allow advertising window wraps on up to 5% of the San Francisco Municipal Transportation Agency's buses and up to 10% of the San Francisco Municipal Transportation Agency's light rail vehicles and to change the approval requirements for advertising in parking garages. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100673 [Accept and Expend Grant - Prevention Umbrella for MSM in the Americas - \$101,261]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$101,261 from the Public Health Foundation Enterprises, Inc., to assist with a project entitled "Prevention Umbrella for MSM in the Americas" for the period of April 1, 2010, through March 31, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# Motion

# 100678 [Closed Session - Update on Labor Negotiations Concerning City Workers from the Mayor's Office and the Department of Human Resources]

Sponsor: Avalos

Motion that the Budget and Finance Committee convene in closed session with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers.

This closed session is permitted by Government Code Section 54957.6 and San Francisco Administrative Code Section 67.10(e). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# Requests for Hearing

100676 [Climate Action Plans]

Sponsor: Mirkarimi

Hearing to review the status of City departments' Climate Action Plans, pursuant to Environment Code Section 903. RECEIVED AND ASSIGNED to City Operations and Neiahborhood Services Committee.

100677 [Commission on the Status of Women's Justice and Courage Oversight Panel

Report - Courage to Change]

Sponsor: Chiu

Hearing to present the Commission on the Status of Women's Justice and Courage Oversight Panel Report "Courage to Change," documenting two years of work by City agencies to address gaps in the criminal justice system's response to domestic violence. RECEIVED AND ASSIGNED to Public Safety Committee.

100679 [Service Impacts on Mayor's Proposed Human Services Agency and Department of Aging and Adult Services Budgets for FY2010-2011]

Sponsor: Avalos

Hearing to consider service impacts of the Mayor's proposed Human Services Agency and Department of Aging and Adult Services budgets for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# Introduced by President at Request of Departments

# PROPOSED ORDINANCE

100360 [Recreation and Park Department - Harding Park Fees]

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.12, to increase greens fees at Harding Park and Fleming Golf Courses, and making environmental findings. (Recreation and Park Department). ASSIGNED to Budget and Finance Committee. SUBSTITU

# PROPOSED RESOLUTIONS

100605 [Contract with Tonon Associates, Inc., to Provide Regulatory Reporting, Reimbursement and Revenue Optimization Services]

Resolution authorizing the San Francisco Department of Public Health to extend the contract between the City and County of San Francisco and Toyon Associates, Inc., to provide regulatory reporting, reimbursement and revenue optimization services. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100606 [California Environmental Quality Act Findings for San Francisco Public Utilities Commission Crystal Springs/San Andreas Transmission Upgrade Project] Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Crystal Springs/San Andreas Transmission Upgrade Project, part of the Water System Improvement Program for the improvements to the regional water supply system, otherwise known as Project No. CUW37101, including the Mitigation Habitat Actions at two sites in San Mateo County; and directing the Clerk of the Board of Supervisors to notify the

# 100607 [Adopting California Environmental Quality Act Findings for Sunnydale Sewer System Improvement Project]

Use and Economic Development Committee.

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC23, Sunnydale Sewer System Improvement Project, in the Visitacion Valley and Sunnydale neighborhood areas, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land

Board Minutes for April 27, 2010 approved.

# Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

# San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

# City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

# SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

901 Divisadero

500 Page, on the Fell side

1779 Fulton

593 Haight 798 Haight

751 Fulton

1859 Fulton

546 Haight

528 Haight

507 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

# Wood Pole

Southeast corner Haight & Fillmore

# Metal Poles

In front of 312 Fillmore In front of 2225 Turk

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

# **Utility Boxes**

Northeast corner Broderick & Hayes Northeast corner Oak & Broderick Northeast corner Pierce & Waller

# Bus Shelters

Southeast corner Buchanan & Hayes
On Masonic near Oak
Fillmore and Haight (all 4 bus stops graffiti and grime

Fillmore and Haight (all 4 bus stops, graffiti and grime)

# **Emergency Boxes**

Northeast corner Fillmore & Haight Northeast Broderick & Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Northwest corner Fulton & Clayton Northwest corner Haight & Fillmore

Mailbox

Southwest corner Turk & Baker Southwest corner McAllister & Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes and Sidewalk issues

On Haves, between Lvon & Baker, North side

On Fillmore & Waller, South of Waller near crosswalk; sink hole/asphalt cracking

From: Supervisor Mirkarimi

To: Director, Mayor's Office of Economic and Workforce Development

To: Director, Recreation and Parks Department

Requesting/Inquiring: Requesting the Mayor's Office of Economic and Workforce Development and the Recreation and Parks Department to report on any efforts that were made to petition the United States Soccer Federation to include Candlestick Park as a candidate venue for the United States' bid to host the 2018 and 2022 FIFA World Cups.

From: Supervisor Mar

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to look into drafting legislation that would require that gifts of public open space or public parks be gifted to the Recreation and Park Department.

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an amendment to the Planning Code to require Other Entertainment Uses to be a conditional use in the Van Ness Special Use District.

From: Supervisor Alioto-Pier

To: Director, Mayor's Office of Housing

Requesting/Inquiring: Please provide a report on the number of affordable housing units in San Francisco specifically targeted to youth or young adults up

to the age of 25. Provide the number of units that are fully accessible for youth and young adults with disabilities.

# In Memoriams

Mary Lou Nordland Bodo – Supervisor Dufty John Ring – Supervisors Elsbernd, Chu, Dufty, and Alioto-Pier Ken Bruce – Entire Board Cynthia Elaine Knight-Selmar – Supervisor Maxwell Steve Wiezbowski – Supervisor Chiu



Board Minutes for April 27, 2010 approved.

# Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

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Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

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Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

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Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works

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901 Divisadero

500 Page, on the Fell side

1779 Fulton 593 Haight

798 Haight

751 Fulton

1859 Fulton

546 Haight

528 Haight

507 Haight

# From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Wood Pole

Southeast corner Haight & Fillmore

### Metal Poles

In front of 312 Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

# Utility Boxes

Northeast corner Broderick & Hayes Northeast corner Oak & Broderick Northeast corner Pierce & Waller

### Bus Shelters

Southeast corner Buchanan & Hayes

On Masonic near Oak

Fillmore and Haight (all 4 bus stops, graffiti and grime)

### Emergency Boxes

Northeast corner Fillmore & Haight Northeast Broderick & Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

### Garbage Cans

Northwest corner Fulton & Clayton Northwest corner Haight & Fillmore

### Mailbox

Southwest corner Turk & Baker
Southwest corner McAllister & Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

### Potholes and Sidewalk issues

On Hayes, between Lyon & Baker, North side

On Fillmore & Waller, South of Waller near crosswalk; sink hole/asphalt cracking

From: Supervisor Mirkarimi

To: Director, Mayor's Office of Economic and Workforce Development

To: Director, Recreation and Parks Department

Requesting/Inquiring: Requesting the Mayor's Office of Economic and Workforce Development and the Recreation and Parks Department to report on any efforts that were made to petition the United States Soccer Federation to include Candlestick Park as a candidate venue for the United States' bid to host the 2018 and 2022 FIFA World Cups.

# From: Supervisor Mar

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to look into drafting legislation that would require that gifts of public open space or public parks be gifted to the Recreation and Park Department.

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From: Supervisor Alioto-Pier

To: Director, Mayor's Office of Housing

Requesting/Inquiring: Please provide a report on the number of affordable housing units in San Francisco specifically targeted to youth or young adults up

to the age of 25. Provide the number of units that are fully accessible for youth and young adults with disabilities.

# In Memoriams

Mary Lou Nordland Bodo – Supervisor Dufty John Ring – Supervisors Elsbernd, Chu, Dufty, and Alioto-Pier Ken Bruce – Entire Board Cynthia Elaine Knight-Selmar – Supervisor Maxwell Steve Wiezbowski – Supervisor Chiu

# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

Tuesday, June 8, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

JUN 1 1 2010

# Ordinances

SAN FRANCISCO PUBLIC LIBRARY

100700 [Interim Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100702 [Interim Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]

Sponsor: Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

#### 100703 [Planning Code Amendments to Update Fees for Cost Recovery]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350. 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100704 [Emergency Medical Technician Certificate Fee Increase]

Sponsor: Mayor

Ordinance amending the San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.8 to increase fees for Emergency Medical Technician certificates, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee

#### 100705 [Mayor's Office of Housing Administrative Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 8, by adding Section 8.43 and Chapter 10. Article XIII, by amending Section 10.100-117 to establish fees for applications to and subordination requests from the Mayor's Office of Housing, and to provide for the use of the proceeds of those fees. RECEIVED AND ASSIGNED to Budget and Finance Committee

#### 100706 [Subdivision Code - Condominium Conversion Impact Fee]

Sponsor: Mayor

Ordinance amending the Subdivision Code, Division 1, Article 9, by adding Section 1396.4 to adopt a condominium conversion impact fee applicable to buildings qualifying for but not being selected in the 2010 condominium conversion lottery only, subject to specified requirements; adopting environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100707 [Refuse Collection Service Liens and Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Heath Code, Article 6, by amending Sections 291.7, 291.13, 291.14, and 293.3, to allow the Department of Public Health to recover its full costs of processing residential and commercial liens for refuse collection services, provide a process for the Controller to adjust fees annually based on program costs, eliminate the monetary cap on the continuing appropriation account, clarify lien hearing procedures, and add an employee class to enforce Sections 293 through 293.2. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100708 [Golden Gate Park Concourse Underground Parking Facility Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.35 to increase the fees at the Golden Gate Park Concourse Underground Parking Facility, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee

# 100709 [Police Department Permit Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Police Code, Article 1, by amending Section 2.1 to include a definition of "service fee" and amending Sections 2.26 and 2.27 to increase or establish certain Police Department permit filing, service and license fees and to delete duplicative or obsolete language, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100710 [Increasing Street Artist Certificate Fee]

Sponsor: Mayor

Ordinance amending the San Francisco Police code, Article 24, by amending Section 2404.1 to increase the fee for a Street Artist Certificate and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100711 [Establishing a Fee to Regulate Revenue Control Equipment At Parking Stations]

Sponsor: Mayor

Ordinance amending the Business and Tax Regulation Code, Article 22, by adding Sections 2219, 2219.5, 2219.6, 2219.7, 2219.8, 2219.10 and 2219.11, to impose a fee on all parking stations that are subject to the requirements in Article 22 to recover administrative and enforcement costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100712 [Increasing Animal Care and Control Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 1, by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to increase fees and set new fees for the Department of Animal Care and Control and to update language to reflect current practices, amending Section 41.25 to authorize administrative citations for violation of specified Health Code sections, amending Section 41.26 to update language regarding fee changes in subsequent fiscal years, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100713 [Fire Department Services Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, Section 112, by amending Sections 112.8, 112.15, and Table 112-B to increase fees for certain Fire Department services, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100714 [Fire Department Emergency Medical Services Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128.1 to increase fees for Fire Department emergency medical services and to update the language regarding fee changes in subsequent fiscal years, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100715 [Fire Department Cost Recovery for Vehicle Incidents]

Sponsor: Mayor

Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Registration Fees for Inspecting and Testing Commercial Weighing and 100717

Measuring Devices1

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-5 to update registration fees for inspecting and testing commercial devices as authorized by California Business and Professions Code Sec. 12210.5 and set by the California Department of Food and Agriculture, and deleting obsolete language. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100718 [Structural Pest Control Registration and Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-1 to establish reasonable registration fees for structural pest control businesses as authorized by the California Food and Agricultural Code Sections 15204 and 15204.5 and set by the California Department of Food and Agriculture, and deleting obsolete language. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100719 [Patient Rates]

Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100720 [Food Permit Requirements and Fees for Caterers]

Sponsor: Mayor

Ordinance amending San Francisco Health Code, Article 8, by amending Section 451, and amending San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.1, and adding Section 249.22 to update definitions and add fees and permitting requirements for caterers, and provide a mechanism for the Controller's Office annually to adjust fees to track program costs. RECEIVED AND ASSIGNED to Budget and Finance Committee

#### 100721 [Above-ground Storage Tank Fees]

Sponsor: Mayor

Ordinance amending San Francisco Health Code, Article 21, by amending Sections 1102 and 1176, by adding above-ground storage tank definitions and fees. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100722 ISan Francisco Enterprise Zone Tax Credit Forms and Feel

Sponsor: Mayor

Ordinance amending Administrative Code, Chapter 2A, Article XIX, by amending Section 2A.270 to authorize the Economic and Workforce Development Department to process forms and supporting documentation to establish eligibility for San Francisco Enterprise Zone tax credits, authorizing fee, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100723 [Building Code - Unsafe Building, Printing, and Reproduction Fees] Sponsor: Mayor

Ordinance amending the Building Code, Chapter 1A, to amend Section 102A.3 to assess a monthly monitoring fee for specified unsafe buildings; Table 1A-D concerning inspector fees; Table 1A-K concerning violation monitoring fees; and Table 1A-L concerning printing and document reproduction fees; and adopting environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61½ which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitioning, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

# 100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 120242, 12024.6, and 12103.5, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100739 [Mental Health Services for the Indigent and Uninsured] Sponsor: Mayor

Sponsor: Mayor

Ordinance amending San Francisco Administrative Code, Chapter 15, Section 15.23 to maintain a single standard of care for the indigent and uninsured population who suffer from serious mental illness. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100741 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund - Not to Exceed \$153,741,681] Soonsor: Mayor

Ordinance amending the FY2010-2011 Annual Salary Ordinance to reflect the addition of temporary salaries of \$22,698,000 and authorizing the Human Services Agency to retroactively accept and expend a grant not to exceed the amount of \$52,038,115 from the United States Department of Health and Human Services, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program, and authorizing the Human Services Agency to accept and expend an additional grant not to exceed \$101,793,566 pending final approval by the U.S. Congress to extend federal funding beyond September 30, 2010, for a total amount not to exceed \$153,741,681. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100743 [Refunding Certificates of Participation - Not to Exceed \$155,000,000] Sponsor: Mayor

Ordinance authorizing the execution and delivery of Refunding Certificates of Participation in an aggregate principal amount not to exceed \$155,000,000 to refinance certain certificates of participation that financed various capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the San Bruno Complex and certain other City-owned property: approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); approving the form of an Escrow Agreement between the City and an Escrow Agent named therein (including certain indemnities contained therein): approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Refunding Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of a Purchase Contract between the City and an Underwriter named therein; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate: granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission)

Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. RECEIVED AND ASSIGNED to Buddet and Finance Committee

# 100757 [Public Works Code - Minor Encroachment Fee Waiver for Affordable Housing Projects]

Sponsor: Daly

Ordinance amending Public Works Code, Article 15, Section 723.2 to provide for a waiver of the annual public right-of-way occupancy fee for minor sidewalk encroachment permits necessary for the development of 100% affordable housing projects and adopting environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]

Sponsor: Daly

Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100761 [Restrictions on Pesticide Use]

Sponsor: Mayor

Ordinance amending the San Francisco Environment Code, Chapter 3, by amending Sections 300, 301, 302, 303, 304, 305, 306, and 308, and repealing Section 307, all to strengthen restrictions on the use of pesticides on City property, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

#### 100621 [Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association1

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

### Resolutions

#### 100716 (County Agricultural Commissioner's Schedule of Fees for Weighing and Measuring Devices1

Sponsor: Mayor

Resolution approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting. retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### [Redevelopment Agency Interim Budget FY2010-2011] 100726

Sponsor: Mayor

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee

#### 100727 [Redevelopment Agency Budget and Bonds FY2010-2011 - Not to Exceed \$64,000,0001

Sponsor: Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011 and approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed \$64,000,000 to finance a portion of redevelopment activities described in such approved Budget for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100728 Treasure Island Development Authority Interim Budget FY2010-20111

Sponsor: Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100729 [Treasure Island Development Authority Budget FY2010-2011]

Sponsor: Mayor

Resolution approving the Budget of the Treasure Island Development Authority for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100730 [Proposition J Contract/Certification of Specified Contracted-Out Services for City Museums]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for security services for the Asian Art Museum and the Fine Arts Museum. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100731 [Proposition J Contract/Certification of Controlled Substance Forensic Testing Services for Police Department]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for controlled substance forensic testing services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100732 [Proposition J Contract/Certification of Specified Contracted-Out Services Under City Administrator]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for citywide janitorial services under the City Administrator. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

### 100733 [Proposition J Contract/Certification of Specified Contracted-Out Services for Department of Juvenile Probation]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for food service in Juvenile Hall for the Department of Juvenile Probation. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100734 [Approval of a Loan from the Low Income Investment Fund to Refinance Existing Section 108 United States Department of Housing and Urban Development Loans - Not to Exceed \$1,925,000]

Sponsor: Mayor

Resolution approving a loan in the amount not to exceed \$1,925,000 to the City and County of San Francisco from the Low Income Investment Fund to refinance existing Section 108 United States Department of Housing and Urban Development Ioans. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100735 [Public Education Enrichment Fund - San Francisco Unified School District FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100736 [Public Education Enrichment Fund - Children and Families Commission FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100737 [Proposition J Contract/Certification of Body Removal Services Under City Administrator]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for body removal services under the City Administrator. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100738 [Proposition J Contract/Certification of Specified Contracted-Out Services for San Francisco County Jail]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for health services at San Francisco Jail. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100740 [Adjusting the Access Line Tax with the Consumer Price Index of 2010] Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2010, and adjusting the Access Line Tax by the same rate. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100742 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100744 [Lease Financing Refunding of Combined Emergency Communication System Bonds and Citywide Emergency Radio System Bonds]

Sponsor: Mayor

Resolution approving the issuance and sale of lease revenue refunding bonds to refinance the Combined Emergency Communication System and Citywide Emergency Radio System of the City and County of San Francisco (City); approving the form of a Facilities Lease by and between the City and County of San Francisco Finance Corporation (Corporation) and the City relating to certain real property described herein; approving the form of a Master Lease by and between the Corporation and the City; approving the form of a Master Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein): authorizing the selection of a trustee (Trustee); approving the form of an Assignment Agreement by and between the Corporation and the Trustee; approving the form of Escrow Agreements by and between the Corporation and an escrow agent; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the lease revenue refunding bonds; directing the publication of the Notice of Intention to Sell the lease revenue refunding bonds: approving the form of a Purchase Contract and authorizing the appointment of one or more underwriters for the lease revenue refunding bonds; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing the payment of cost of issuance; authorizing the reimbursement of certain expenditures; granting general authority to City officials to take certain actions in connection with the lease revenue refunding bonds; approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100746 [Proposition J Contract/Certification of Specified Contracted-Out Services for Department of Public Health]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for security services at Department of Public Health hospitals and clinics. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100751 [Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]

Sponsor: Alioto-Pier

Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels, and establishing a "Laura's Law Task Force" to oversee implementation of the measure. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 100752 [Approval of Contract with Siemens Medical Solutions USA, Inc. - \$33,820,487] Sponsor: Chiu

Resolution authorizing the San Francisco Department of Public Health, to enter into a contract with Siemens Medical Solutions USA, Inc., for the continued licensing and maintenance of proprietary Siemens Applications for the initial term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional twenty four months ending June 30, 2019. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# 100753 [Lease for Property Located at 150 Otis Street]

Sponsor: Chiu

Resolution approving and authorizing a long term ground lease of 150 Otis Street to 150 Otis Associates, L.P., a California limited partnership, for a term of 70 years with a 29 year extension option, under San Francisco Charter Section 9.118, for the development and operation of affordable housing; and making findings that the lease is in conformance with CEOA, the City's General Plan, and the priority policies of Planning Code Section 101.1. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100754 [Issuance and Sale of Tax Exempt Revenue Bonds - San Francisco Young Men's Catholic Association - Not to Exceed \$8,500,000]

Sponsor: Chiu

Resolution approving the issuance and sale of tax-exempt revenue bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$8,500,000 to finance and refinance community center facilities owned and operated by the Young Men's Christian Association of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

### 100755 [Supporting Existing Area Plan Housing Requirements]

Sponsors: Chiu; Mirkarimi, Avalos and Campos

Resolution supporting existing area plan housing requirements. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100762 [Proclaiming Mitzi Perino Day - June 25, 2010]

Sponsor: Chu

Resolution honoring Mitzi Perino for the many years of work with the San Francisco Department of Building Inspection and proclaiming June 25, 2010, as Mitzi Perino day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100763 [Supporting the California Jobs Budget]

Sponsor: Chiu

Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100764 [Adopting Recommended Approach for Trees Infected by Pine Pitch Canker] Sponsor: Mar

Resolution adopting the Pitch Canker Task Force management recommendations for trees infected by pine pitch canker as the City and County of San Francisco's recommended approach to management of trees impacted by the disease. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100765 [Urging Support for the Enforcement of the Preservation and Restoration of Sacred Heart Church]

Sponsor: Mirkarimi

Resolution urging the Department of Building Inspection to diligently monitor the status and the condition of the Historic Sacred Heart Church, documenting the understanding between the Megan Furth Academy and its neighbors, seeking re-installation of the exterior stained glass windows and requesting the City Attorney to open an investigation for the purpose of enforcing possible violation of the Building and Planning Codes. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100766 [Authorizing Submittal of an Application for Funding Under the CalHome Program]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing to submit an application for funding to the California State Department of Housing and Community Development under the Californe Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the Californe Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100767 [Freedom Flotilla and Gaza Blockade]

Sponsors: Avalos; Maxwell

Resolution joining the global community, including international human rights organizations, The Elders, over 50 nations, and thousands of Bay Area residents in condemning the Israeli Defense Forces' military attack on the Freedom Flotilla on May 31, 2010, that resulted in the death of at least nine people, including a United States citizen; and urging President Barack Obama and Congress to continue their work addressing the humanitarian crisis in Gaza, actively seek an end to the blockade, and work towards genuine peace and security for all peoples in the region. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100768 [Identifying Next Steps for CleanPowerSF]

Sponsor: Mirkarimi

Resolution identifying next steps for obtaining services related to CleanPowerSF, consistent with the City's previously approved Community Choice Aggregation plans. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

# **Motions**

### 100750 [Increase the Real Property Transfer Tax]

Sponsor: Avalos

Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010. ASSIGNED UNDER 30 DAY RUIL F to Rules Committee

# 100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates: Imposing a Gross Receipts Tax on the

Rental of Commercial Real Property]
Sponsor: Chiu

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 100759 [Parking Tax Increase and Tax on Valet Services]

Sponsor: Mirkarimi

Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider"; and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 100760 [Community Policing and Foot Beat Patrols]

Sponsors: Mirkarimi; Chiu, Avalos and Campos

Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010. ASSIGNED UNDER 30 DAY RULF to Rules Committee

# Requests for Hearing

# 100745 [Clarifying Who is Responsible for Collecting and Remitting Third-Party Taxes;

Consolidating Definitions and Amending the Definition of "Permanent Resident"

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 6.2-13 of Article 6 - Common Administrative Provisions, Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, and Section 6.01 of Article 9 - Tax on Occupancy of Parking Space in Parking Stations, to amend and consolidate the definition of "Operator" and to clarify who is responsible for collecting and remitting third-party taxes, and amending Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, to specify that a "Permanent Resident" is an individual." RECEIVED AND ASSIGNED to Rules Committee.

# 100749 [Controller's Revenue Letter for FY2010-2011]

Sponsor: Avalos

Hearing to consider the Controller's Revenue Letter for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100769 [Senior Housing and Independence]

Sponsor: Mar

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Hearing on the Budget and Legislative Analyst report "Housing Assistance and other Services to Enable Seniors to Remain in their Communities and Homes" Project No. 100158.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### Introduced by the President at Request of Department

# PROPOSED ORDINANCES

# 100689 [Settlement of Lawsuit - Nelson A. Estival - \$57,500]

Ordinance authorizing settlement of the lawsuit filed by Nelson A. Estival against the City and County of San Francisco for \$57,500; the lawsuit was filed on July 24, 2008, in San Francisco Superior Court, Case No. CGC 09-477871, entitled Estival v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

# 100690 [Settlement of Lawsuit - Anthony Landry - \$70,000]

Ordinance authorizing settlement of the lawsuit filed by Anthony Landry against the City and County of San Francisco for \$70,000; the lawsuit was filed on July 17, 2008, in the Sar Francisco Superior Court, Case No. CGC 08-744565, entitled Anthony Landry v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### 100691 [Settlement of Lawsuit - Bayshore Sanitary District - \$407,000]

Ordinance authorizing settlement of the lawsuit entitled Bayshore Sanitary District v. City and County of San Francisco, et al., filed on November 21, 2007, in San Francisco Superior Court, Case No. 07-469434. Pursuant to the proposed settlement, the City will execute a revenue refund adjustment for the Bayshore Sanitary District's sewer services billings in the amount of \$407,000. In return, the Bayshore Sanitary District will implement measures to ensure that future errors in measuring wastewater flow are promptly detected and corrected and limit its recovery of any overcharges due to equipment error in the future. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100693 [Mission Bay North-Block N1 Public Infrastructure Improvements]

Ordinance accepting of the irrevocable offer of additional property along Townsend Street, King Street, and Fourth Street and the irrevocable offer of public infrastructure improvements associated with Mission Bay North Block N1, including acquisition facilities on Third Street, Townsend Street, King Street, and Fourth Street; declaring such areas as shown on official Department of Public Works maps as open public inght-of-way; designating such areas and improvements for street and roadway purposes; designating street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,676; and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

100687 [Agreement to Purchase Permanent Subsurface Easements and Temporary License Agreements to Enter and Use Property for the Sunnydale Sewer System Improvement Project totaling \$2.459,664]

Resolution approving and authorizing agreements for the acquisition of the following real property rights required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") totaling \$2,459,664. (1) permanent subsurface sewer easements over portions of San Francisco APN 4991/24 and 4991/85 comprising 17,677.7 square feet, (2) permanent subsurface sewer easements over portions of San Francisco APN 5100/3, 5101/7 and 5102/9 comprising 24,468 square feet, (3) a temporary 18-month License with a 6-month option term over San Francisco APN 4991/24, 4991/61, 4991/65 comprising 47,568 square feet, and 22,215 square feet over the contiguous Brisbane APN 005-153-030, and (4) a temporary 18-month License with a 6-month option term over portions of San Francisco APN 5100/3 and 5107/1 comprising 24,613.7 square feet, adopting findings under the California Environmental Quality Act ("CEOA"); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND

100688 [Agreement to Purchase Permanent Subsurface Easements for the Sunnydale Sewer Improvement Project totaling \$174,001]

Resolution approving and authorizing agreements for the acquisition of permanent subsurface sewer easements required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") over portions of San Francisco APN 5104/4, 4991/7/8, 4991/9 and 4991/88 from Recology Properties, Inc. (fka Macor, Inc.) and Recology San Francisco (fka SF Recycling & disposal, Inc. fka Sanitary Fill Co.) totaling \$174,010, comprising \$1,826.19 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department), RECEIVED AND ASSIGNED to Buddet and Finance Sub-Committee.

100692 [Lease of Port Real Property - Pier 26 Annex]

Resolution approving Port Commission Lease No. L-14796 with IDEO, LLC for office space located at Pier 26 Annex within the Southern Waterfront with a sixty month term and a sixty month option. (Port). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Board Minutes for May 4, 2010 approved.

# Requests Granted

From: Supervisor Dufty

To: Controller

Requesting/Inquiring: Requesting the Controller to review the efficiency of, and recommend improvements to, the processing of infractions through the City's traffic court and other adjudication methods, with a focus on alternate means to improve the outcomes for lower-level offenses involving alcohol and other violations of the Municipal Police Code.

This review should also consider improvements that are needed to the Department of Public Health initiative for High Users of Multiple Systems to ensure that chronic public inebriates are not cycling in and out of services and then back onto the streets, including the possible need for a Conservator within the Public Guardian's Office specifically focused on clients who are chronically homeless with serious alcohol and substance abuse disorders.

Further, the review should consider the effectiveness of the City's previous 11550/HIDA (High Intensity Drug Arrests) program that provided police officers with specialized training and coordinated with other law enforcement agencies to address individuals under severe influence from narcotics use and offer treatment alternatives.

From: Supervisor Mirkarimi

To: Director, Department of Public Works.

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

# San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

# SF Daily

Northwest corner of Hayes and Gough

# City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

# SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

# From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of removing graffiti from the following private property locations:

### Garbage Cans

Southwest corner of Parnassas and Cole In front of 579 Hayes Northeast corner of Fillmore and Waller

# Mailboxes

Southwest corner of 7th and Lincoln Southwest corner of Buchanan and Hermann Northeast corner of Hayes and Fell Southeast corner of Fillmore and Oak Southeast corner of Oak and Fillmore

### From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of repairing potholes and sidewalks at the following locations:

### Fillmore and Waller

South of Waller before crosswalk, sink hole/asphalt cracking

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

55 Laguna, on the Haight and Buchanan side

585 Hayes

632 Fell

612 Fell 1108 Fell

909 Page

428 Haight

420 Haigill

546 Haight

500 Fillmore

920 Haight 900 Haight

208 Scott

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

# Wood Poles In front of 427 Oak

# Metal Pole

In front of 232 Fillmore

In front of 312 Fillmore

In front of 222 Fillmore

In front of 112 Fillmore

Northwest corner of Fillmore and Hermann

Southwest corner of Oak and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

# **Utility Boxes**

Northwest corner of Grove and Webster Southeast corner of Fell and Webster Southwest corner of Fulton and Clayton

# Bus Shelters

Southwest corner of Fillmore and Oak Southwest corner of Pierce and Haight Southeast corner of Buena Vista East and Haight Southwest corner of Buena Vista East and Haight Fillmore and Haight, all 4 bus stops, graffiti and grime

# In Memoriams

Kenny Allison – Supervisor Dufty Ron Rios – Supervisor Dufty Charles Louis Donaldson – Supervisor Dufty Pearla Ann Louis – Supervisor Dufty Lacey Edwards – Supervisor Maxwell Jamie Anne Grodsky – Supervisor Chiu Carmen S. Aguilar – Supervisor Avalos



# **Board of Supervisors**



City Hall
1 Dr Carlton B Goodlett Place
San Francisco, CA 94102-4689
Tel No 554-5184
TDD No 554-5227

# Legislation Introduced

Tuesday, June 15, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

FEB 2 4 2011

# Ordinances

SAN FRANCISCO PUBLIC LIBRARY

# 100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FV's 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversidnt Committee.

# 100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FVs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# Resolutions

# 100763 [Supporting the California Jobs Budget]

Sponsor: Chiu

Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget. REFERRED to Budget and Finance Committee.

# 100765 [Urging Support for the Enforcement of the Preservation and Restoration of Sacred Heart Church]

Sponsor: Mirkarimi

Resolution urging the Department of Building Inspection to diligently monitor the status and the condition of the Historic Sacred Heart Church, documenting the understanding between the Megan Furth Academy and its neighbors, seeking re-installation of the exterior stained glass windows and requesting the City Attorney to open an investigation for the purpose of enforcing possible violation of the Building and Planning Codes. REFERRED to Land Use and Economic Development Committee.

### 100767 [Freedom Flotilla and Gaza Blockade]

Sponsors: Avalos: Maxwell

Resolution joining the global community, including international human rights organizations, The Elders, over 50 nations, and thousands of Bay Area residents in condemning the Israeli Defense Forces' military attack on the Freedom Flotilla on May 31, 2010, that resulted in the death of at least nine people, including a United States citizen, and urging President Barack Obama and Congress to continue their work addressing the humanitarian crisis in Gaza, actively seek an end to the blockade, and work towards genuine peace and security for all peoples in the region. REFERRED to City Operations and Neighborhood Services Committee.

#### [Agreement for Vehicle Towing, Storage and Disposal Services with TEGSCO, 100796 LLC, dba San Francisco Auto Return1

Sponsor: Elsbernd

Resolution approving the amended and restated service agreement and property use license for towing, storage and disposal of abandoned and illegally parked vehicles by and between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco Auto Return. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100804 Interim Zoning - Requiring Conditional Use Authorization for Change in Use or Reduction of Child Care Facilities1

Sponsors: Alioto-Pier: Dufty and Daly

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any child care facility that serves more than 13 children, for an 18 month period and making a determination of consistency with the priority policies of Planning Code Section 101.1, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100805 [Memorandum of Understanding - ClipperSM Program Operations and Maintenance1

Sponsor: Dufty

Resolution approving the Memorandum of Understanding with the Metropolitan Transportation Commission, and other Bay Area transit agencies, for the future operation and maintenance of the Clipper Program. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100806 [Accept and Expend Grant - California Colon Cancer Control Health Program -\$320.3671

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Public Health in the amount of \$320,367 to fund the California Colon Cancer Control Health Program for the period May 1, 2010, through June 30, 2013. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100807 [Accept and Expend Grant - President's Emergency Plan for Aid - \$200.331] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$200.331 from the University of California San Francisco to assist with a project entitled "President's Emergency Plan for Aid" for the period April 1, 2010. through March 31, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 100813 [Agreement with the San Francisco County Transportation Authority Relating to Yerba Buena Island Ramps - Not to Exceed \$18.830.0001

Sponsor: Mayor

Resolution approving a Third Amendment to the Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority for project management services and consultant services for the preparation of a project report and environmental document for the Yerba Buena Island Ramps to amend the scope of work and increase the not to exceed budget to \$18,830,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100814 [Amendment to Treasure Island Development Authority Contract with AMEC Geomatrix, Inc. - Not to Exceed \$1,799,000]

Sponsor: Mayor

Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc. to extend the term through June 30, 2011, and to increase the contract by an amount not to exceed \$180,000 for a new total amount not to exceed \$1,799,000 for environmental consulting services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100815 [Confirming the Reappointment of James W. Haas to the City Hall Preservation Advisory Commission]

Sponsor: Mayor

Resolution confirming the reappointment of James W. Haas to the City Hall Preservation Advisory Commission. RECEIVED AND ASSIGNED to Rules Committee.

#### 100817 [Supporting the Designation as a Preserve America Community]

Sponsor: Chiu

Resolution supporting the designation of the City and County of San Francisco as a Preserve America Community by the United States Department of the Interior. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100818 [Recurring Grant Funds to the Department of Public Health - FY2010-2011] Sponsor: Chu

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2010-2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100819 [Honoring Gigi Guevarra]

Sponsor: Dufty

Resolution honoring Gigi Guevarra on the occasion of her retirement from 23 years of service to the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100820 [Requesting that the Prohibition on Gay Men Donating Blood be Revised] Sponsors: Dufty: Campos

Resolution calling upon the United States Food and Drug Administration to revise their longstanding prohibition on gay men donating blood. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100821 [Urging the Rejection of Assembly Bill 746 regarding Conflict of Interest] Sponsors: Chiu: Campos and Avalos

Resolution urging the California State Legislature to reject the passage of Assembly Bill 746 regarding conflicts of interest. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100822 [Excluding Tobacco Products from the Trans-Pacific Partnership Trade Negotiations and all Future Trade Agreements]

Sponsor: Mar

Resolution Calling on U.S. Trade Negotiators to Exclude lethal tobacco and tobacco products from the Trans-Pacific Partnership and other trade agreements negotiated by the United States, and urging the appointment of public health representatives to advise U.S. Trade Negotiators to protect public health. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100823 [Supporting Soda Free Summer]

Sponsor: Mar

Resolution supporting Soda Free Summer. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100824 [Opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010]

Sponsor: Mar

Resolution opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100825 [Opposing the Reduction in Minimum Standards for Basic Telephone Service] Sponsor: Maxwell

Resolution opposing a proposal of the California Public Utilities Commission to reduce the minimum standards for basic telephone service in California. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100827 [Political Campaign Spending by Pacific Gas and Electric Co.] Sponsor: Mirkarimi

Resolution demanding refund of shareholder and ratepayer money used to finance Prop 16, urging the San Francisco Employees' Retirement System Board to reform its proxy investment policies with regard to its holdings with Pacific Gas and Electric Co. (PG&E), requesting the California Public Utilities Commission to closely scrutinize PG&E's current rate request, and requesting PG&E CEO Peter Darbee to discuss San Francisco's renewable energy needs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100828 [Honoring Officer Waldemar L. Jentzsch] Sponsor: Dufty

Resolution recognizing Officer Waldemar L. Jentzsch of the San Francisco Police Department. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### **Motions**

## 100770 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29, 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board), REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100773 [Committee of the Whole - Hearing on the Report of Assessment Costs for **Blighted Properties**1

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board), REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Requests for Hearing

#### 100798 [Clarifying Who is Responsible for Collecting and Remitting Third-Party Taxes; Consolidating Definitions and Amending the Definition of "Permanent Resident"1

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 6.2-13 of Article 6 - Common Administrative Provisions, Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, and Section 601 of Article 9 - Tax on Occupancy of Parking Space in Parking Stations, to amend and consolidate the definition of "Operator" and to clarify who is responsible for collecting and remitting third-party taxes; and amending Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, to specify that a "Permanent Resident" is an individual." RECEIVED AND ASSIGNED to Rules Committee

#### 100802 [Civil Sidewalks]

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Police Code by adding Section 168 to promote civil sidewalks." RECEIVED AND ASSIGNED to Rules Committee.

#### 100816 [Transfer of Function of Departments]

Sponsor: Avalos

Hearing regarding the Mayor's Notice of Transfer of Function of Departments letter dated June 1, 2010, in relation to the FY2010-2011 budget pursuant to Charter Section 4.132. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### [Promoting Good Government by Prohibiting Dual Office Holding in a City 100826 Elective Office and an Elected Board of a Political Party County Central Committeel

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending Chapter 2 of Article III of the San Francisco Campaign and Governmental Conduct Code by adding Section 3.221 to prohibit dual office holding in a City elective office and an elected board of a political party county central committee." RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED ORDINANCE

#### 100467 [Zoning Map Amendment for One Capitol Avenue]

Ordinance amending Section Maps ZN12 of the Zoning Maps of the City and County of San Francisco for the real property at One Capitol Avenue (Assessor's Block 7148/Lot 040), to reclassify the property from a P (Public) Zoning District to an RH-1 (Residential, House, One-Family) Zoning District; and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### PROPOSED RESOLUTIONS

## 100694 [Contract Amendment to the Fuel Contract to Increase the Not to Exceed Amount from \$25,000,000 to \$50,000,000]

Resolution approving the Third Amendment to the Agreement between the City and Western States Oil (Contractor) increasing the total not to exceed amount of the contract from \$25,000,000 to \$50,000,000 and extending the term for one year, pursuant to Charter Section 9.118(b). (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100772 [Report of Assessment Costs for Sidewalk and Curb Repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department). ASSIGNED to Board of Supervisors on 6/29/10.

#### 100775 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department). ASSIGNED to Board of Supervisors on 6/29/10.

#### 100780 [Amendment to Treasure Island South Waterfront Master Lease]

Resolution approving the Twenty-Sixth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100781 [Amendment to Treasure Island Land and Structures Master Lease]

Resolution approving the Thirty Fourth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100782 [Amendment to Treasure Island Marina Master Lease]

Resolution approving the Fourteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100783 [Amendment to Treasure Island Childcare Master Lease]

Resolution approving the Sixth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100784 [Amendment to Treasure Island Event Venues Master Lease]

Resolution approving the Twenty-Second Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee

## 100785 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2010, to September 30, 2011. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### Clerk to Act - June 15, 2010

Board Minutes for May 11, 2010 approved.

#### Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting legislation establishing a First Responder Fee for the private ambulances operating within the City and County of San Francisco.

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight

#### Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

#### Garbage Cans

Southwest corner of Haves and Fillmore Northeast corner of Clayton and Haight Southeast corner of Oak and Broderick Northwest corner of Fillmore and Haves Southwest corner of Fell and Fillmore Southeast and Southwest corners of Cole and Haight Northeast corner of Lyon and Haight Southwest corner of Buena Vista East and Haight

#### Mailboxes

Northeast corner of Clayton and Fulton Southwest corner of Masonic and Haight Northeast corner of Divisadero and Haight

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

#### 100 Broderick

798 Haight

160 Pierce

500 Fillmore

1355 Fulton

1310 Fulton

208 Scott 672 Haight

674 Haight

901 Haight

904 Haight

959 Haight

115 Haight

1552 Haight

1369 Haight

1371 Haight

1035 Haight

1051 Haight

633 Cole

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Metal Pole

In front of 1214 Haight In front of 937 Haight

Across the street from 1150 Haight

Northwest corner of Fillmore and Hermann

Southwest corner of Clayton and Frederick

Southeast corner of Buena Vista West and Haight

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

#### Utility Boxes

Northeast corner of Hickory and Buchanan Northeast corner of Scott and Waller

#### **Bus Shelters**

Southwest corner of Fillmore and Oak Southwest corner of Pierce and Haight Northeast corner of Fillmore and Oak Northwest corner of Stanyan and Haight Southwest corner of Pierce and Haight Southeast corner of Buena Vista East and Haight Southwest corner of Buena Vista East and Haight Fillmore and Haight, all 4 bus stops, graffiti and grime

#### Fire Hydrant

Northeast corner of Lyon and Haight

#### **Emergency Boxes**

Northeast corner of Haight and Scott Northeast corner of Fell and Divisadero

#### In Memoriams

John Wooden - Supervisor Alioto-Pier Eleanor Jean Mirabella - Supervisor Chu Jesse Mason - Supervisor Maxwell John King Sr. - Supervisor Maxwell



### **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

## Legislation Introduced

Tuesday, June 22, 2010

## LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisor or the Mayor

GOVERNMENT
DOCUMENTS DEPT

JUN 2 5 2010

#### <u>Ordinances</u>

100865 [Establishing an Alcohol Mitigation Fee]
Sponsors: Avalos: Mirkarimi and Maxwell

SAN FRANCISCO PUBLIC LIBRARY

Ordinance amending the San Francisco Administrative Code, Chapter 106, by adding Sections 106 through 106.28, to impose a fee on alcoholic beverage wholesalers and certain other persons who distribute or sell alcoholic beverages in San Francisco to: 1) recover a portion of San Francisco's alcohol-attributable unreimbursed health costs, and; 2) fund administration costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100866

[Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100867

[Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100868 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100873 [Animal Care and Control Welfare Fund - Not to Exceed \$50,000]

Sponsor: Chu

Ordinance amending the San Francisco Administrative Code, Chapter 10, by amending Section 10.100-23, to change the gift fund category for the Animal Care and Control Welfare Fund, and to authorize the Department of Animal Care and Control to accept gifts of cash, equipment, property and services not to exceed \$50,000. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard] Sponsor: Mayor

Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps, and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

## 100869 [Accept and Expend Grant - Airport K-9 Explosives Detection Team Program - \$700.5001

Sponsor: Elsbernd

Resolution authorizing the Airport Commission to retroactively accept and expend funding in a total amount of \$700,500 from the Transportation Security Administration for the Airport K-9 Explosives Detection Team Program. RECEIVED AND ASSIGNED to Public Safety Committee

#### 100870 [Establishing Area Plan Infrastructure Finance Committee]

Sponsor: Maxwell

Resolution establishing an Area Plan Infrastructure Finance Committee to supervise a consultant study to develop policy criteria and recommendations on the use of Infrastructure Finance Districts (IFDs) in newly adopted area plans, including within the Eastern Neighborhoods Area Plans, to determine the appropriate steps to form IFDs, and to supervise the formation of a pilot Infrastructure Finance District in Rincon Hill. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100871 [Formation of a Community Facilities District and Approving Related Agreements]

Sponsors: Mayor; Dufty

Resolution approving the formation of a community facilities district and the issuance of special tax bonds by the Association of Bay Area Governments Finance Authority for nonprofit corporations related to City fees and charges applicable to new development projects; making certain findings; approving the form of Joint Community Facilities Agreement, and granting general authority to City officials to take actions necessary or desirable to implement the purposes of this resolution. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 100874 [Reform of California State Law Regarding Franchise Perpetuities] Sponsor: Mirkarimi

Resolution requesting the California State Legislature reform current law to permit local jurisdictions to re-negotiate franchise agreements previously executed in perpetuity by declaring such contracts as contrary to the public interest, setting an expiration date for such contracts, and statutorily limiting the duration of future agreements. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100875 [Declaration of Election Results of June 8, 2010, Consolidated Statewide Direct Primary Election]

Sponsor: Chiu

Resolution declaring the results of the June 8, 2010, Consolidated Statewide Direct Primary Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD METING

#### **Motions**

# 100872 [Committee of the Whole - Hearing on Proposed Amendments to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans] Sponsor: Maxwell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 13, 2010, at 3:00 p.m., to hold a public hearing on the proposed amendments to the Redevelopment Plans for the Bayview Hunters Point and Hunters Point Shipyard Project Areas. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]

Sponsor: Chiu

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010. TRANSFERRED to Budget and Finance Committee.

#### Clerk to Act - June 22, 2010

Board Minutes for May 18, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner of Clayton and Fulton Northeast corner of Scott and Waller

#### Mailbox

Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

459 Broderick

901 Oak

798 Haight

208 Scott

238 Scott

978 Page 316 Divisadero

907 Fell

401 Duboce

685 Haight 630 Haight

591 Haight

585 Haight

553 Fillmore

350 Laguna

355 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Southwest corner of Oak and Scott

#### Metal Pole

Northwest corner of Fillmore and Grove Southeast corner of McAllister and Fillmore From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

#### **Utility Boxes**

Northeast corner of Linden and Buchanan

#### **Bus Shelters**

Southwest corner of Fillmore and Oak Southwest corner of Pierce and Haight Northeast corner of McAllister and Divisadero Southwest corners of Pierce, Hayes, and Fillmore Fillmore and Haight (all four bus stops-graffiti and grime)

#### **Emergency Boxes**

Southeast corner of McAllister and Pierce Northwest corner of Waller and Pierce

#### In Memoriams

Angelina Genaro Alioto - Supervisor Dufty Elva Roberts Smith - Supervisor Dufty William "Nicky" Huertas - Supervisor Mirkarimi Norma Satten - Supervisor Chu & Supervisor Mirkarimi Mary Rita Greene - Supervisor Chu

### **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced

Tuesday, June 29, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisor or the Mayor

#### Ordinances

100879 [Increasing Penalties for Certain Crimes Committed on Municipal Transportation Agency Vehicles, Platforms or in Bus Zones] Sponsors: Chu; Chiu

Ordinance amending the San Francisco Police Code by amending Article 2, Section 123, and Article 17, Section 1291, to increase from \$500 to \$1,000 the maximum allowable fine for the crimes of aggressive pursuit and of loitering while carrying a concealed weapon, where the violation occurs on vehicles, platforms, or bus zones of the Municipal Transportation Agency. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

100880 [Landmark Tree Designation of Redwood Tree Located at 46 Stillings Avenue]
Sponsor: Dufty

Ordinance designating the redwood tree (sequoia sempervirens) located at 46 Stillings Avenue (Assessor's Block No. 6734, Lot No. 023) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100881 [Zoning Map Amendment - 1717-17th Street to Conform with Lot Line Adjustment]

Sponsor: Maxwell

Ordinance amending the San Francisco Zoning Map by amending the lot reference applicable to 1717-17th Street, and an adjacent property, referred to as 495 DeHaro Street, so that the height district applicable to each lot in its entirety is 48-X and 45-X, respectively, in conformance with a lot line adjustment between the subject properties; and making various findings, including environmental findings, and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

GOVERNMENT DOCUMENTS DEPT

JUL - 6 2010

## 100882 [Waiver of Street Encroachment Permit Fee for Golden Gate Transportation District]

Sponsor: Elsbernd

Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100883 [Agreement Regarding the Exchange of Fire Station No. 1 Located at 676 Howard Street and Portions of Hunt Street for 935 Folsom Street and a Replacement Fire Station]

Sponsor: Mayor

Ordinance authorizing the Director of Property to execute a conditional land disposition and acquisition agreement with the San Francisco Museum of Modern Art and its affiliate (collectively, Museum) for the proposed future conveyance by the City and County of San Francisco (City) to Museum of real property located at 676 Howard Street, San Francisco (Fire Station No. 1) and all of that portion of Hunt Street within Block No. 3722, collectively, in exchange for conveyance by Museum to City of a parcel of real property located at 935 Folsom Street, a new fire station to be constructed by or on behalf of Museum on such parcel, and an easement for parking purposes adjacent to such parcel; exempting from the competitive bidding and contract requirements of Chapter 6 of City's Administrative Code all contracts to be entered into by Museum for the design and construction of the new fire station and the improvement of such parcel and parking easement, and making findings, including findings of consistency with the General Plan and Planning Code Section 101.1(b). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 081089 [Torch Applied Roofing Ban]

Sponsor: Mirkarimi

Ordinance amending Chapter 26 of the San Francisco Fire Code by adding Section 2611 to prohibit the installation of torch-applied roof systems on combustible roofs in San Francisco; adopting environmental findings and findings required by California Health and Safety Code Section 17958.7; and directing the Clerk of the Board to forward San Francisco's amendment and findings to the California Building Standards Commission and the Office of the State Fire Marshal. REACTIVATED PURSUANT TO RULE 5.23 to Land Use and Economic Development Committee.

#### Resolutions

## 100884 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - \$119.034]

Sponsor: Campos

Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of \$119,034 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant. RECEIVED AND ASSIGNED to Public Safety Committee.

#### 100885 [Accept and Expend Grant - Pedestrian and Bicycle Projects - \$685,000] Sponsor: Chu

Resolution authorizing the San Francisco Municipal Transportation Agency and the Department of Public Works to accept and expend state Transportation Development Act Article 3 funds totaling \$685,000 which consists of \$310,000 to the Department of Public Works and \$375,000 to the San Francisco Municipal Transportation Agency, for various pedestrian and bicycle projects in the City and County of San Francisco in Fy2010-2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100886 [Approving the Issuance of Bonds for National Center for International Schools by the California Enterprise Development Authority - Not to Exceed \$26,500,000] Sonsor: Dalv

Resolution approving the issuance, by the California Enterprise Development Authority, of its revenue obligations bonds for the benefit of National Center for International Schools, a nonprofit public benefit corporation, and/or a related entity in an aggregate principal amount not to exceed \$26,500,000 for the purpose of financing and refinancing the cost of the acquisition, construction, rehabilitation, equipping and furnishing of certain property, providing the terms and conditions for such obligations and other matters relating thereto. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100887 [Support Assembly Bill 1652 Regarding the Ski Resort Safety Act]

Resolution supporting Assembly Bill 1652 regarding the Ski Resort Safety Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100888 [Approving Associate Membership in the California Enterprise Development Authority]

Sponsor: Daly

Resolution approving associate membership by the City and County of San Francisco in the California Enterprise Development Authority, a joint exercise of powers authority, and authorizing, and directing the execution of an Associate Membership Agreement relating to associate membership of the City in the Authority. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Motion

#### 100890 [San Francisco County Exhibit in the 2010 State Fair]

Sponsor: Chiu

Motion appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf. REFERRED FOR ADOPTION WITHOUT COMMITTER REFERENCE AGENDA AT THE NEXT ROARD MEETING

#### **Charter Amendment**

# 100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]

Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu

Chatter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter, authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member, and provide that the Rent Board will consist of three tenants, two landlords, and two neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members. SUBSTITUTED AND ASSIGNED to Rules Committee.

#### PROPOSED ORDINANCES

#### 100851 [Planning Code - Rehabilitation and Maintenance of Transfer Lots After Sale of Transferable Development Rights; Zoning Map and General Plan Map Amendments - 680 California Street (Old St. Mary's Cathedrall)

Ordinance amending Section 128 of the San Francisco Planning Code to require that proceeds from the sale of Transferable Development Rights (TDR) be spent on rehabilitation and maintenance of the Transfer Lot property, to establish reporting procedures regarding the rehabilitation and maintenance, and to allow the sale of TDR from an individually landmarked building to any lot in a C-3 zoned district except Redevelopment Areas; amending the San Francisco Zoning Map by amending Zoning Use District Map ZNO13 to change the use classification of 680 California Street (Old St. Mary's Cathedral), Block No. 0241, Lot Nos. 011 and 012, from Chinatown Visitor Retail District to C-3-0 District and making conforming amendments to the Chinatown and Downtown Area Plans of the San Francisco General Plan; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department).

#### 100852 [Mission Bay South - Park P17 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P17. Iving along Mission Bay Boulevard North, Mission Bay Boulevard South and Terry A. Francois Boulevard for public use and naming the new park "Commons Park," accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan, accepting Department of Public Works Order No. 178,716 and authorizing official acts in connection with this Ordinance. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100853 [Mission Bay South - Park P18 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P18, lying along Terry A. Francois Boulevard between Mission Bay Boulevard North and China Basin Street for public use and naming the new park 'Bayfront Park,' accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,715 and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 100856 [Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - \$48,5001

Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton and Micha Bitton against the City and County of San Francisco for \$48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney), RECEIVED AND ASSIGNED to Rules Committee.

100857 [Settlement of Attorney's Fees/Costs Claim in Lawsuit - A.N.S.W.E.R. Coalition - \$90,000]

Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for \$90,000.00; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTIONS

100837 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 266-286-4th Street]
Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 266-286-4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31;

and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

[Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 790 Market

Street1

100840

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CECA), CECA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

100843 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 801 Market Street

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

100846 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 933-949 Stockton Street]
Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

# 100849 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

#### 100850 [San Francisco County Exhibit in the 2010 State Fair]

Resolution appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf. (City Administrator). RECEIVED AND ASSIGNED to Rules Committee. Withdrawn by Sponsor and FILED on 6/30/10.

#### 100854 [Approval of the San Francisco Child and Family Services Review - System Improvement Plan for the San Francisco Human Services Agency and Juvenile Probation Departments]

Resolution approving San Francisco's Child and Family Services Review - System Improvement Plan, a strategic plan that: 1) outlines how San Francisco will improve prioritized outcomes for children, youth, and families; 2) serves as the operational agreement between the county and state; and 3) includes plans for utilizing Child Abuse Prevention, Intervention, and Treatment; Community Based Child Abuse Prevention; and Promoting Safe and Stable Families revenues to prevent child maltreatment. (Human Services Department). RECEIVED AND ASSIGNED to Public Safety Committee.

### 100855 [Approve San Francisco Public Utilities Commission Calaveras Dam

Replacement Construction Management Contract - Not to Exceed \$38,000,000] Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Water System Improvement Program-funded Professional Service Agreement No. CS-911R, Calaveras Dam Replacement Construction Management Services, with Black and Veatch, for an amount not to exceed \$38,000,000 with a term of up to five years and six months, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### 100858 [Settlement of Unlitigated Claim - Barbara Whittenburg - \$60,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Whittenburg against the City and County of San Francisco for \$60,000; claim was filed on November 12, 2009. (City Attomey). RECEIVED AND ASSIGNED to Rules Committee.

#### 100859 [Settlement of Unlitigated Claim - Lance Gentile - \$105,000]

Resolution approving the settlement of the unlitigated claim filed by Lance Gentile against the City and County of San Francisco for \$105,000, claim was filed on September 28, 2009. (City Attorney), RECEIVED AND ASSIGNED to Rules Committee. 100860 [Amendment to Maintenance and Management Agreement between the San Francisco Port Commission and the San Francisco Redevelopment Agency for Rincon Park!

Resolution authorizing and directing the Port Executive Director to execute the Third Amendment to the Maintenance and Management Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the maintenance and management of Rincon Park by the Port, extending the term of the Agreement from June 30, 2010, to June 30, 2013. (Port). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

#### Clerk to Act - June 29, 2010

Board Minutes for May 25, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irvine and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Can
Southeast corner of Buena Vista West and Haight
Northwest corner of Baker and Haight

#### Mailbox

Northwest corner of McAllister and Steiner Northeast corner of Baker and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

533 Haight

208 Scott

798 Haight

585 Haight

350 Steiner

625 Steiner 559 Fillmore

480 Fillmore

588 Fillmore, on side of building

301 Divisadero

623 Divisadero

771 Divisadero

959 Haight

698 Haight

160 Pierce 445 Waller

955 Haight

920 Haight

900 Haight

904 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Infront of 11 Wilmot

#### Metal Pole

Northeast corner of McAllister and Steiner Southwest corner of Grove and Fillmore On Haight, south side of street, between Buchanan and Laguna Northeast corner of Webster and Haight In front of 112 Haight In front of 107 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

#### Utility Boxes

Southeast corner of Fell and Steiner Southeast corner of Fillmore and Fell

#### **Bus Shelters**

Southwest corner of Fillmore and Oak Southwest corner of Pierce and Haight Northwest corner of Divisadero and Haight Southeast corner of Haight and Divisadero Southeast corner of Buena Vista West and Haight Southwest corner of Buena Vista East and Haight Fillmore and Haight (all 4 bus stops, graffiti and grime)

#### Emergency Boxes

Northeast corner of Scott and Haight

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Potholes and Sidewalk Issues

On Fillmore and Waller, South of Waller before crosswalk; sink hole/asphalt cracking

#### In Memoriams

Jillian Costello - Supervisor Elsbernd & Supervisor Alioto-Pier Kevin Pimentel - Supervisor Avalos Rene Cazenave - Entire Board Walter Shorenstein - Entire Board John Beckett – Supervisor Alioto-Pier

### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

## Legislation Introduced

Tuesday, July 13, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

## Introduced by a Supervisor or the Mayor

GOVERNMENT DOCUMENTS DEPT

JUL 1 6 2010

#### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

#### 100909 [Appropriating \$6,816,953 of General Fund Balance and Additional Revenues for Various Programs in Children, Youth, and Their Families and Human Services Agency for FY2010-20111

Sponsor: Avalos

Ordinance appropriating \$6,816,953, including \$6,353,453 of General Fund balance, \$320,000 of property tax revenues, \$40,000 of administrative processing fees, and \$103,500 of Federal Medi-Cal Title XIX revenues, and appropriating \$5,470,339 for various programs in the Department of Children, Youth, and Their Families and \$1,346,614 for various programs in Human Services Agency - Department of Aging and Adult Services for FY2010-2011, and urging the First Five Commission to program at least \$693,000 of existing appropriation authority for Early Childcare and Education programs, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100921 [San Francisco Public Housing Tenant Protection Ordinance]

Sponsors: Mirkarimi; Campos

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 39 to establish the San Francisco Public Housing Tenant Protection Ordinance and set City policy regarding Financial Assistance to development projects that involve the demolition, disposition, rehabilitation, and/or conversion of Public Housing Units and/or the relocation of tenants from Public Housing Units. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100922 [Authorizing the Department of Public Health to Enter Into Contracts for Out-of-County Behavioral Health Services in the Foster Care System] Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by amending Section 21.42 to authorize the Department of Public Health to contract for behavioral health services to children in the foster care system under the jurisdiction of the City and County of San Francisco and located outside of San Francisco, utilizing contracting language and forms mandated by the State of California under California Welfare and Institutions Code Section 5777.7. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

#### Resolutions

100923 [Accept and Expend Grant - Department of Public Library - \$80,000]

Sponsor: Chu

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$80,000 from the California State Library as part of the Federal Library Services and Technology Act for the Out-of-School-Time Online Homework Help Program. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100924 [Loan from the Metropolitan Transportation Commission to Expand the Scope of the SFpark Pilot Projects - \$22,000,000]

Sponsor: Mirkarimi

Resolution approving a loan agreement between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and the Metropolitian Transportation Commission for \$22,000,000 of Congestion Mitigation and Air Quality Improvement funding to be repaid by the San Francisco Municipal Transportation Agency over a five year period with parking-related revenues. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100925 [Contract with the San Francisco Community Health Authority to Provide Provider Payment Services for the Healthy San Francisco Program] Sponsor: Mayor

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract with the San Francisco Community Health Authority to provide Provider Payment services for the Healthy San Francisco program for the term of July 1, 2010, through June 30, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100926 [Authorizing Expenditures from SOMA Community Stabilization Fund - \$2.762.000]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund dollars under certain conditions in the amount of \$2,762,000 to subsidize the development of onsite affordable rental housing units at 333 Harrison Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100927 [Approving Retroactive Contracts with 20 Non-Profit Organizations and the University of California at San Francisco to Provide Behavioral Health Services] Sponsor: Mayor

> Resolution approving retroactive contracts with non-profit organizations and the University of California at San Francisco to provide behavioral health services for the period of July 1, 2010, through December 31, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100928 [Accept and Expend Grant - Department of Public Works - \$417,339]
Sponsors: Mayor: Dufty

Resolution authorizing the Department of Public Works to apply for, accept and expend \$417,339 in Federal American Recovery and Reinvestment Act of 2009 Transportation Enhancement funds for the Corbin Place Stair Replacement Project. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100929 [Approval of Amendment Agreement with the Tides Center - \$10,570,840]

Sponsor: Mayor

Resolution retroactively approving amendment to agreement with the Tides Center to provide property management services at the Direct Access to Housing sites to extend the contract term by three years and increase the contract amount by \$10,570,840. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100930 [Adopting California Environmental Quality Act Findings and Authorizing Grant Expenditure for Cesar Chavez Sewer System Improvement Project]

Sponsor: Mayor

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CEMMSCIC11, Cesar Chavez Sewer System Improvement, directing the Clerk of the Board of Supervisors to notify the Controller of this action, and authorizing the San Francisco Public Utilities Commission to expend a grant in the amount of \$477,900 from the U.S. Environmental Protection Agency through the Department of the Interior, Environment, and Related Agencies Appropriation Act of 2006. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## 100931 [Local Support for Proposition 1B Local Streets and Road Projects]

Sponsor: Mayor

Resolution authorizing local support for street resurfacing projects to be funded by FY2009-2010 Proposition 1B State Infrastructure Bond funds from the Local Street and Road, Congestion Relief, and Traffic Safety Account of 2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100932 [Apply for State Used Oil Payment Program]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to apply for annual grants from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100933 [Homeland Security Grants]

Sponsor: Mayor

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100934 [Issuance and Sale of Tax-Exempt Revenue Bonds - Drew School - Not to Exceed - \$8,000,000]

Sponsor: Alioto-Pier

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$8,000,000 to finance and/or refinance various capital facilities owned by Drew School. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

## 100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States] Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell

Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## 100936 [Accept and Expend Grant - Early Childhood Mental Health Consultation Initiative - \$20.0001

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$20,000 from the San Francisco Foundation, to assist with a project entitled "Early Childhood Mental Health Consultation Initiative" for the period of June 1, 2010, through May 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100937 [Honoring Duane Kuiper and Mike Krukow in Recognition of their 20th Anniversary as San Francisco Giants Broadcasters]

Sponsors: Dufty: Elsbernd

Resolution Honoring Duane Kuiper and Mike Krukow in recognition of their 20th Anniversary as San Francisco Giants broadcasters and wishing them the best over their next twenty years and beyond. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 100938 [Support Assembly Bill 32 Regarding the CLEAR Act]

Sponsor: Mirkarimi

Resolution in support of Assembly Bill 32 regarding the CLEAR Act pending in the United States Senate. REFERRED FOR ADDPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Motions

## 100835 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 266-286 - 4th Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRENCE AGENDA AT THE NEXT BOARD MEETING.

100838 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 790 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

100841 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 801 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100844 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 933-949 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERREDC AGENDA AT THE NEXT BOARD MEETING

100847 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 1455 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100939 [Budget and Legislative Analyst Review of Aging in Place Practices and Resources]

Sponsor: Mar

Motion directing the Budget and Legislative Analyst to conduct a review of practices and resources that might enable aging adults in the City and County of San Francisco to live in their homes and communities independently. Specific areas of review may include: (1) determining the approximate number of seniors on affordable housing and public housing waitlists in San Francisco; (2) collecting and summarizing demographic information about seniors in San Francisco; (3) reviewing independent living programs and models including shared housing programs, cross-generational aging in place programs, volunteer health advocacy programs, and the non-profit retirement villages model; and (4) providing legislative recommendations for incentives that encourage property owners to make residential upgrades that increase accessibility and safety. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### Hearings

#### 100940 [News Rack Program Updates]

Sponsor: Alioto-Pier

Hearing to discuss installation of news racks in San Francisco. Specifically, the hearing will focus on neighborhood newspapers' placement in neighborhood commercial districts, the method of dealing with publications that cease publication, and the schedule for future installation of news racks. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 100941 [City Services Auditor Report - San Francisco Police Department]

Sponsor: Mar

Hearing on the City Services Auditor Report on the San Francisco Police Department regarding cost estimates for achieving operational effectiveness in crime lab operations. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100942 [Gender Responsive Budgeting Report]

Sponsor: Mar

Hearing on the report on Gender Responsive Budgeting: A path to accountability and data-based policy-making by the Department on the Status of Women. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## 100944 [Committee of the Whole - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds]

Hearing of persons interested in or objecting to the amendments to the proposed Resolution and Ordinance relating to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/20/10.

100945 [Committee of the Whole - Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members Charter Amendment; Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter, authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be

100949 [Committee of the Whole - Election Day Voter Registration Charter Amendment] Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/20/10.

amended to include Rent Board members and alternate members. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/20/10.

#### Introduced by the President at the Request of the Department

#### PROPOSED RESOLUTIONS

100832 [Contract with Institute on Aging for the Provision of Case Management,
Community Living Fund and Linkages Program Services - Not to Exceed
\$13,191,544]

Resolution approving the grant agreement between the City and County of San Francisco and the non-profit Institute on Aging to provide Case Management, Community Living Fund and Linkages Program services to seniors and adults with disabilities during the period of July 1, 2010, to June 30, 2014, for a total not to exceed amount of \$13,191,544. (Human Services Department). RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100833 [Approving Street Encroachment at Lake Merced Boulevard and Higuera Avenue]

Resolution granting revocable permission to Park Merced Investors Properties, LLC to occupy a portion of the public right-of-way for the installation and maintenance of a neighborhood sign (4' high x 36' wide x 32'' deep) at the corner of Lake Merced Boulevard and Higuera Avenue in the median island (Block 0807, Lot 012), conditioned upon the payment of an annual assessment fee. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100900 [Approval of Amendment No. 1 of Lease, Use and Operating Agreement for BART Station and Related Facilities and Grant Easement at San Francisco International Airport, Lease No. L97-0081]

Resolution approving and authorizing the execution of Amendment No. 1 to Lease, Use and Operating Agreement for BART Station and Related Facilities and Grant of Easement at San Francisco International Airport, Lease No. L97-0081 to. (1) limit BART Premium Fare (surcharge) for non-airline airport employees for \$1.50 each way for the remainder of the Lease; (2) remove BART Faithful Performance Deposit requirement; (3) permit monthly payment by BART of the annual rent in lieu of advance annual payment; (4) allow advertising by BART in the Airport-BART Station; and (5) include administrative updates to the Lease. (Airport Commission), RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100901 [California Environmental Quality Act Findings for Water System Improvement Program Habitat Mitigation Actions]

Resolution adopting findings under the California Environmental Quality Act (CEQA), including the adoption of a mitigation and monitoring reporting program and a statement of overriding considerations, related to full implementation of Habitat Mitigation Actions at two sites in Alameda County for the San Francisco Public Utilities Commission Sunol Valley Water Treatment Plant Expansion and Treated Water Reservoir project (CUW38101) and other Water System Improvement Program projects, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 100904 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6, 102A.12, 102A.12, 102A.13, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. RECEIVED AND ASSIGNED to Board of Supervisors on 8/3/10.

Clerk to Act - July 13, 2010

Board Minutes for June 8, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Potholes and Sidewalk Issues

On Hayes, between Lyon & Baker, North side

On Fillmore & Waller, South of Waller near crosswalk; sink hole/asphalt cracking

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Can

Northwest corner of Fulton & Clayton Northwest corner of Haight & Fillmore

#### Malibox

Southwest corner of Turk & Baker Southwest corner of McAllister & Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7th Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private locations:

901 Divisadero

500 Page, on Fell side

1779 Fulton

593 Haight

ooo magni

798 Haight

751 Fulton

1859 Fulton

546 Haight

528 Haight

507 Haight

#### In Memoriams

John "Jack" Webb, Jr. - Supervisors Dufty, Alioto-Pier, Elsbernd & Chu Isabella "Bella" Farrow - Supervisors Alioto-Pier & Dufty Kevin Pimentel - Supervisor Chiu Margaret Casey - Supervisor Chu Bo-Shu Zhu - Supervisor Chu Hung Chun Chu - Entire Board

## Board of Supervisors



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

Tuesday, July 20, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

JUL 26 2010

Ordinances

SAN FRANCISCO PUBLIC LIBRARY

100962 [Appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission Public Election Campaign Finance Fund for FY2010-20111

Sponsors: Avalos; Mirkarimi and Campos

Ordinance appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission in the Public Election Campaign Finance Fund for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100963 [Healthy Nail Salon Recognition Program]

Sponsors: Chiu: Maxwell, Alioto-Pier and Chu

Ordinance amending the San Francisco Administrative Code by adding Chapter 27, Sections 27.1 through 27.6, to create a program to recognize nail salons that use nail polishes free of the toxic chemicals toluene, dibutyl phthalate, and formaldehyde. ASSIGNED UNDER 30 DAY

RULE to Public Safety Committee.

100495 [California Environmental Quality Act Appeals of Certain Environmental Determinations and Providing Public Noticel

Sponsor: Alioto-Pier

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

# 100964 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to the Presidio Trust]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the Presidio Trust to provide fire and emergency medical services to portions of the Presidio under the Trust's jurisdiction, with the Trust reimbursing the Fire Department for those services and to accept and expend funds provided to the Fire Department by the Trust as reimbursement for services provided under that agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100965 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to National Park Service Managed Areas]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the National Park Service to provide fire and emergency medical services to National Park Service managed areas within San Francisco, with National Park Service reimbursing the Fire Department for those services, and to accept and expend funds provided to the Fire Department by the National Park Service as reimbursement for services provided under that agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 100966 [Approving the Hiring of Displaced Federal Firefighters]

Sponsor: Alioto-Pier

Resolution approving the hiring of permanent career civilian federal firefighters displaced by the closure of the National Park Service Fire Station in the Presidio, pursuant to the authority granted by California Government Code Section 53270. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100967 [Intention to Renew the 2500 Block of Mission Street Business Improvement District - Mission Miracle Mile Business Improvement District]

Sponsor: Campos

Resolution declaring the intention of the Board of Supervisors to renew the property-based 2500 Block of Mission Street business improvement district, to be known as the "Mission Miracle Mile Business Improvement District" and to levy a multi-year assessment on identified parcels in the district, approving the management district plan and engineer's report and proposed boundaries map for the district, ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots, and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

# 100968 [Accept and Expend Grant - Recreation and Park Department - Mission Dolores Park - \$1,500,000]

Sponsor: Dufty

Resolution accepting and expending a gift, valued not less than \$1,500,000 from the friends of Dolores Park Playground and the Mercer Fund to the Recreation and Park Department for the renovation of the children's playground at Mission Dolores Park. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100969 [Approval of the Issuance of Tax-Exempt Revenue Obligations - Brandeis Hillel Day School - Not to Exceed \$11,500,000]

Sponsor: Elsbernd

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$11,500,000 among other things, to refinance various capital facilities owned by Brandeis Hillel Day School and to determine other matters related thereto. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100970 [Approving the Issuance of Tax-Exempt Revenue Obligations - The Urban School of San Francisco - Not to Exceed \$8,000,000]

Sponsor: Mirkarimi

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$8,000,000 among other things, to refinance various capital facilities owned by The Urban School of San Francisco and to determine other matters related thereto. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100971 [Accept and Expend Grant - Lowe's Local Hiring Agreement - \$750,000] Sponsor: Mayor

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$750,000 from Lowe's HIW, Inc., to plan and manage an employment program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100972 [Accept and Expend Grant - Office of Economic and Workforce Development - Green Jobs - \$400,000]

Sponsor: Mayor

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$400,000 from Wal-Mart Foundation to plan and manage an employment program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100973 [Accept and Expend Grant - Office of Economic and Workforce Development - California's Low Income Energy Efficiency Program - \$100,000]

Sponsors: Mayor: Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$100,000 from the California Public Utilities Commission to support CityBuild's implementation of California's Low Income Energy Efficiency Program in San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100974 [Accept and Expend Grant - Office of Economic and Workforce Development - CityBuild Program - \$200,000]

Sponsors: Mayor; Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$200,000 from the Evelyn and Walter Haas, Jr., Fund to support the CityBuild Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 100975 [Accept and Expend Grant - Polling Place Accessibility Training Program - Not to Exceed \$5,000]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed \$5,000 for improving polling place accessibility in accordance with the California Secretary of State's Help America Vote Act Polling Place Accessibility Training Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 100977 [Requesting the Planning Commission or Planning Department to Extend the Public Comment Period on the California Pacific Medical Center's Draft Environmental Impact Report to a Minimum of 90 Days and Conduct Two Public Hearings on the Environmental Impact!

Sponsor: Campos

Resolution requesting that the Planning Commission or Planning Department extend the public comment period on the California Pacific Medical Center's Draft Environmental Impact Report to a minimum of 90 days and conduct two public hearings on the Environmental Impact Report because of the project's exceptional size and complexity and so the public can conduct a thorough review and offer thoughtful input. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERROE AGENDA AT THE NEXT BOARD MEETING.

# 100978 [Commending Patricia M. Pendergast]

Sponsor: Chu

Resolution commending Patricia M. Pendergast, Principal Personnel Analyst and Manager of Examination and Recruitment for the San Francisco Public Utilities Commission, upon her retirement after forty-one years of dedicated service. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 100981 [Honoring Kelly Clark and the We Ride 3000 Team]

Sponsor: Dufty

Resolution honoring Kelly Clark and the We Ride 3000 Team in recognition of their 3,200 mile bike ride across the United States, from San Francisco to Washington D.C., in advocacy for public education awareness. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### **Motions**

#### 100902 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on August 3, 2010, with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Section 102A 3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

100961 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 2, 2010, Election] Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2010, Election. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100986 [Directing the Budget and Legislative Analyst to Audit the San Francisco Office of the Public Defender]

Sponsor: Daly

Motion directing the Budget and Legislative Analyst to audit the San Francisco Office of the Public Defender. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Requests for Hearing

100979 [Parkmerced Project - 3711 - 19th Avenue]

Sponsor: Elsbernd

Hearing to discuss the Parkmerced project located at 3711 - 19th Avenue. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100980 [Office of the Controller FY2010-2011 Workplan]

Sponsor: Mayor

Hearing on the Office of the Controller FY2010-2011 Workplan. RECEIVED AND ASSIGNED to Budget and Finance Committee.

100987 [Committee of the Whole - San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendments (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.108, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 8/3/10.

#### Charter Amendment

# 100982 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi, Chiu and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A. 100, 8A. 101, 8A. 101, 8A. 105, 8A. 107, 8A. 108, 8A. 103, 8A. 409-1, A8. 409-4, and A8. 428, and repealing Section A8. 404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. ASSIGNED to Board of Supervisors on 7/27/10.

#### Introduced by the President at the Request of Department

#### PROPOSED ORDINANCES

# 100917 [Planning Code - Area Plan Impact Fee and Jobs-Housing Linkage Program Modifications]

Ordinance amending the San Francisco Planning Code sections related to Area Plan Impact Fees (Rincon Hill, Market and Octavia, Eastern Neighborhoods, and Balboa Park) and Jobs-Housing Linkage Fee to improve Planning Code readability and ease of application with regard to impact fees; to create consistent definitions and application across the Area Plan Impact Fee and Jobs-Housing Linkage Fee provisions; to better recognize and account for the impact of existing conditions of development sites affected by the Area Plan Impact Fees and the Jobs-Housing Linkage Fee; to promote adaptive re-use of existing buildings in the Eastern Neighborhoods; to clarify the impact fees associated with the Eastern Neighborhoods' on-going "legitimization" program; and adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100918 [Mission Bay North-Blocks N3-N3A Public Infrastructure Improvements]

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay North Blocks N3-N3A, including acquisition facilities on portions of King Street, Berry Street, Fourth Street, and Fifth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; accepting a pedestrian access and utility easement relating to the project; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,752; and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### PROPOSED RESOLUTIONS

100919 [Authorizing the Sheriff's Department to Amend its Contract with ARAMARK Correctional Services, LLC for Jail Food Services]

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the Agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, to increase the contract amount from \$24,000,000 to an amount not to exceed \$30,500,000 and to extend the contract term to June 30, 2012. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.

100920 [Finding of Fiscal Feasibility - Cruise Terminal Project at Pier 27]

Resolution finding the proposed cruise terminal project at Pier 27 is fiscally feasible pursuant to Administrative Code Chapter 29. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act - July 20, 2010

Board Minutes for June 15, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Cans

Northeast corner of Fillmore and Waller Southwest corner of Waller and Fillmore Northeast corner of Clayton and Fulton

#### Mailboxes

Northwest corner of McAllister and Lyon Northeast corner of Fillmore and Haight Northeast corner of McAllister and Central

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7th Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

546 Haight

295 Buchanan

350 Laguna

512 Laguna

481 Linden

310 Fulton

796 Haight

798 Haight

799 Haight

1439 Fulton

208 Scott

139 Clayton

539 Waller

### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at from utility poles at the following locations:

### Wood Poles

In front of 322 Linden

In front of 1311 Fulton

Across the street from 299 Laussant Southwest corner of McAllister and Broderick

Metal Poles

In front of 1977 Bush

Northeast corner of Webster and Waller

Northwest corner of Grove and Fillmore

Across the street from 32 Hermann

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following public property located at the following locations:

#### Utility Boxes

Southeast corner of Linden and Buchanan Southeast corner of Fell and Buchanan Northeast corner of Fell and Oak Northeast corner of Hayes and Broderick In front of 505 Waller

#### **Bus Shelters**

Southwest corner of Pierce and Haight Northwest corner of Divisadero and Haight Southeast corner of Hayes and Divisadero Fillmore and Haight (all four bus stops, graffiti and grime)

#### Emergency Box

Northeast corner of Pierce and Waller

#### In Memoriams

Dr. Jose M. Herrera – Entire Board Vonetta McGee – Supervisors Dufty and Maxwell Bill Wilkinson – Supervisors Dufty and Maxwell Thomas Lee Eisenmann – Supervisor Dufty Joseph Walsh – Supervisor Dufty

# **Board of Supervisors**



Legislation Introduced

Tuesday, July 27, 2010

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel No 554-5184 TDD No. 554-5227

### LEGISLATION INTRODUCED AT ROLL CALL

# Introduced by a Supervisor or the Mayor

GOVERNMENT DOCUMENTS DEPT

JUL 3 0 2010

### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

#### 101005 [Exceptions to Seismic Safety Loan Program Requirements to Allow for a \$15,000,000 Loan to Arlington Residence - 480 Ellis Street1 Sponsors: Chu: Alioto-Pier

Ordinance approving exceptions to requirements of the Seismic Safety Loan Program pursuant to San Francisco Administrative Code Sections 66 and 66A and the Program Regulations. dated May 2006, adopted by the Board of Supervisors through Ordinance No. 122-06, to allow for a \$15,000,000 Seismic Safety Loan Program loan for an existing affordable housing project at the Arlington Residence, 480 Ellis Street, San Francisco, California, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101006 [Revisions to Local Business Enterprise Ordinance]

Sponsors: Chu; Chiu

Ordinance amending Administrative Code Chapter 14B to set a separate minimum competitive amount applicable to general services contracts; to clarify ownership requirements for certification of local businesses with no single majority owner; to limit the SBA-LBE program to construction and construction-related contracting; to clarify requirements for setting aside contracts under the mandatory Micro-LBE Set-Aside program; to revise subcontracting goals for professional services contracts to apply to contracts that exceed the minimum competitive amount; to revise good faith efforts outreach and documentation requirements to apply to contracts that exceed the threshold amount or minimum competitive amount; to simplify reporting requirements; and to make technical corrections. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101007 [Revising Requirements for Purchasing Goods and Services]

Sponsors: Chu; Chiu

Ordinance amending Administrative Code Chapters 21 and 21C to conform Purchasing requirements to Administrative Code Chapter 14B by defining minimum competitive amounts of \$100,000 for professional services and commodities contracts and \$400,000 for general services contracts, clarify "bid-splitting," and make miscellaneous changes to City procurement requirements, to clarify information technology purchases; to update and conform references to Administrative Code Chapter 14B; to rescind the Sealer of Weights and Measures' authority under Section 21.32 to donate food purchases; to rescind the local tax adjustment set forth in Administrative Code Chapter 21C; to enact a new Section 21.32 to adjust bids likely to result in local sales tax revenue; to reenact and renumber Administrative Code Sections 21.25, 21.25-1, 21.25-2, 21.25-3, 21.25-4, and 21.25-x regarding prevailing wage requirements as Chapter 21C; and to make certain technical corrections. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 101008 [Centralized and Publicly Accessible Online Database of Appointments to Advisory Bodies]

Sponsors: Chiu: Chu

Ordinance amending the San Francisco Administrative Code by adding Sections 1.57-1 through 1.57-5, to provide for the establishment and maintenance of a centralized and publicly accessible online database of information concerning appointments made by Appointing Authorities to City and County of San Francisco advisory bodies. ASSIGNED UNDER 30 DAY RIJ F to Rules Committee.

### 101009 [Healthy Air and Clean Transportation Program]

Sponsor: Mayor

Ordinance (1) amending the San Francisco Environment Code by repealing current Sections 400 through 409, and adopting new Sections 400 through 424; (2) amending the San Francisco Environment Code by amending current Sections 410, 411, and 421 and re-numbering them as Sections 425, 426, and 427 respectively; and (3) amending the San Francisco Administrative Code by amending Section 4.10-1, all to establish and implement a new Healthy Air and Clean Transportation Program, providing for the gradual conversion of the City's vehicle fleet to clean air vehicles and the gradual reduction of the overall number of passenger vehicles and light duty trucks in the City's vehicle fleet by 20 percent; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 101010 [Accept and Expend Grant - American Recovery and Re-Investment Act and Amendment to the Annual Salary Ordinance, FY2010-2011 - \$1,670,000] Sponsor: Mavor

Ordinance to retroactively accept and expect a grant in the amount of \$1,670,000 from the U.S. Department of Energy through the County of Los Angeles and the Association of Bay Area Governments, and amending the Annual Salary Ordinance FY2010-2011 to reflect the addition of three positions in the Department of the Environment. RECEIVED AND ASSIGNED to Land

Use and Economic Development Committee.

# 100046 [Planning Code, Administrative Code - Amending Inclusionary Housing Ordinance]

Sponsors: Mayor: Chiu

Ordinance amending the Planning Code and Administrative Code by amending the Residential Inclusionary Affordable Housing Program, Planning Code Section 415 et seq. (formerly Code Section 315, et seq.) (Program) to change the name of the Program to the Affordable Housing Program and to require all project applicants to pay the Affordable Housing Fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Sections 416 and 417 to make conforming amendments to the Affordable Housing Program, amending Section 827 to delete the requirement that 50% of on- or off-site affordable housing units provided under Section 415 et seq. in the Rincon Hill Area Plan be provided as rental; amending the Administrative Code by amending Chapter 56 related to Development Agreements to create certain exceptions from its requirements for or rental housing developments with on-site inclusionary units; and making findings including findings under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

# 101011 [Accept and Expend Grant - Diesel Emissions Reduction Act - Pier 27 Shoreside Power - \$1,000,0001

Sponsors: Alioto-Pier, Chiu

Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Environmental Protection Agency in the amount of \$1,000,000 under the Diesel Emissions Reduction Act, to assist in the installation of a shoreside power facility for cruise ships at Pier 27. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101012 [Approving the Fare Schedule for Golden Gate Pedicab]

Sponsor: Chiu

Resolution approving the fare schedule for Golden Gate Pedicab. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101013 [Accept and Expend Grant - The STOP Study - \$166,666]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the Centers for Disease Control and Prevention in the amount of \$166,666 to fund the STOP Study for the period June 15, 2010, through June 14, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101014 [Accept and Expend Grant - San Francisco Pedestrian Safety Project - \$200,000] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from the California Office of Traffic Safety in the amount of \$200,000 to fund the San Francisco Pedestrian Safety Project for the period of October 1, 2010, through September 30, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101015 [Sewer Line Relocation Agreement with San Francisco State University] Sponsor: Elsbernd

Resolution approving and authorizing the Sewer line Relocation Agreement between the San Francisco Public Utilities Commission, on behalf of the City and County of San Francisco, and San Francisco State University to relocate an existing sanitary sewer and storm drain easement on Assessor's Block 7304-001 (part of the University campus) and portions of Font Boulevard and Lake Merced Boulevard in San Francisco; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Relocation Agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101016 [Planning Code - Revised Interim Controls Related to Affordable Housing Requirements]

Sponsors: Mayor: Chiu

Resolution approving revised interim controls providing that the alternatives provided to project applicants of residential development under Planning Code Section 415, et seq. shall, except for certain eligible projects, be suspended and replaced by an interim affordable housing fee that is equivalent to the current in lieu fee and amending the housing requirements for residential projects in the Rincon Hill Area Plan for 18 months or until a permanent ordinance amending Planning Code Section 415 et seq. is adopted; and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

RECEIVED AND ASSIGNED to Land Use and Fenomic Development Committee.

# 101017 [Supporting the Golden Gate Warriors Return to San Francisco]

Sponsors: Alioto-Pier; Elsbernd, Dufty, Maxwell, Mirkarimi and Chiu

Resolution supporting the Golden Gate Warriors return to San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MFFTING

#### 101018 [Accept and Expend Grant - Ghana MARPS Size Estimation - \$28,465] Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$28,465 from the University of California San Francisco (UCSF), to participate in a program entitled "Ghana MARPS Size Estimation" for the period of April 1, 2010, through March 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101019 [Accept and Expend Grant - OCTAVE Capacity Building Workshop Series - \$47.022]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$47,022 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "OCTAVE-Capacity Building Workshop Series" for the period of July 1, 2010, through December 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101020 [Accept and Expend Grant - Viral Load Study - \$25,318]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$25,318 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "Viral Load Study" for the period of April 1, 2010, through March 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101021 [Accept and Expend Grant - Special Work Assignment UNICEF - \$30,965]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$33,965 from the United Nations Childrens Fund to support a project that will further understanding of the prevention of mother-to-child transmission of HIV for the period of June 18, 2010, through October 1, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101022 [Accept and Expend Grant - Recycling and Lunchroom Composting Programs - \$18.000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$18,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101023 [Accept and Expend Grant - GreenStacks Environmental Outreach Collaboration - \$12,000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$12,000 from Altamont Education Advisory Board to support GreenStacks an environmental outreach collaboration between the Department of the Environment and the San Francisco Public Libraries. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101024 [Property Assessed Clean Energy Programs]

Sponsors: Mayor; Mar and Dufty

Resolution supporting Property Assessed Clean Energy (PACE) programs and requesting San Francisco's Congressional representatives to work with the Federal Housing Finance agency to establish standardized underwriting criteria and safeguards to allow for the continuation of PACE. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# Requests for Hearing

# 101025 [Budget and Legislative Analyst's Audit Schedule]

Sponsor: Mar

Hearing to consider the Budget and Legislative Analyst's schedule for conducting performance audits, special projects, or other studies for the remainder of calendar year 2010 and for calendar year 2011. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 101026 [Academy of Art University]

Sponsor: Maxwell

Hearing on the status of the Academy of Art University's non-compliant standing with the City's Institutional Master Plan requirement, and progress report on the related environmental review. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### Introduced by the President at the Request of the Department

#### PROPOSED ORDINANCES

#### 100954 [Settlement of Lawsuit - Ricardo Rodriguez - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Ricardo Rodriguez against the City and County of San Francisco for \$30,000; the lawsuit was filed on February 19, 2009, in Superior, Case No. CGC09-485133; entitled Ricardo Rodriguez v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100955 [Settlement of Lawsuit - Stanislaus Imports - \$245,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Stanislaus Imports against the City and County of San Francisco for \$245,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee

#### 100956 [Settlement of Lawsuit - Monte & Joanne Stott and Stott & Associates, Inc. - \$32,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Monte & Joanne Stott and Stott & Associates, Inc. against the City and County of San Francisco for \$32,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100957 [Settlement of Lawsuit - Yannick Constant - \$32,500]

Ordinance authorizing settlement of the lawsuit filed by Yannick Constant against the City and County of San Francisco for \$32,500; the lawsuit was filed on April 21, 2008, in San Francisco Superior Court, Case No. 474485; entitled Yanick Constant v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100958 [Settlement of Lawsuit - Icenogle IMR Joint Venture - \$1,330,000]

Ordinance authorizing settlement of the lawsuit filed by Icenogle IMR Joint Venture against the City and County of San Francisco for \$1,330,000; the lawsuit was filed on September 24, 2007, in San Francisco County Superior Court, and subsequently transferred to Alameda County Superior Court, Case No. R:G08391219; entitled Icenogle IMR Joint Venture v. City and County of San Francisco, et al.; other material terms of said settlement are: (1) mutual releases except for latent defects, (2) dismissal of all complaints and cross-complaints with prejudice, (3) each side to bear its own attorneys fees and costs, and (4) plaintiff to be responsible for resolving outstanding stop notices. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100959 [Settlement of Lawsuit - Carlos Garcia - \$2,400,000]

Ordinance authorizing settlement of the lawsuit filed by Carlos Garcia against the City and County of San Francisco for \$2,400,000; the lawsuit was filed on December 5, 2005, in San Francisco Superior Court, Case No. CGC-05-447342; entitled Carlos Garcia, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100960 [Settelment of Lawsuit - CCSF v. Underground Construction Co., et al. - \$29,000]

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against Underground Construction Co., et al. by accepting the payment of \$29,000 to the City and County of San Francisco; \$23,200 from Underground Construction Co. and \$5,800 from State Farm; the lawsuit was filed on February 24, 2009, in San Francisco Superior Court, Case No. CGC-09-485059; entitled City and County of San Francisco, et al., v. Underground Construction Co., et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### Clerk to Act - July 27, 2010

Board Minutes for June 22, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an amendment to the Administrative Code to provide that any city department, division, or agency that produces for distribution outside of the generating agency any report, memo, study or other written document over 10 pages in length be required to distribute copies of such document either electronically or via a digital format. Paper hard copies shall only be available either upon request or individual recipients may opt for regular hard copy distribution of such documents.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Pothole and Sidewalk issues

On Fillmore & Waller, South of Waller before crosswalk; sink hole/asphalt cracking.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

799 Haight

698 Haight

998 Oak

1280 Fulton

501 Fillmore

500 Page, on Fillmore side

378 Fillmore

355 Laguna

585 Hayes, on Laguna side

795 Buchanan, on the Grove Side

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Poles

Southeast corner of Fell & Fillmore Northeast corner of Haight & Fillmore

#### Metal Poles

Northwest corner of Grove & Fillmore Northwest corner of Page & Fillmore Northwest corner of McAllister & Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Can

Northeast corner of Fillmore & Waller Northeast corner of Haight & Fillmore

#### Mailbox

Southeast corner of California & Laguna Southwest corner of Geary & Laguna Northwest corner of McAllister & Steiner

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore & Post Southwest corner of Divisadero & Sutter 9<sup>th</sup> Ave. & Judah (near bus stops) 7<sup>th</sup> Ave. & Irving (near bus stops) Northwest corner of Hayes & Fillmore Southeast corner of Fillmore & Haight

# San Francisco Chronicle

Northeast corner of Fillmore & Hayes Southeast corner of Haight & Fillmore Irving & 9<sup>th</sup> Ave.
Irving & 7<sup>th</sup> Ave.
Southwest corner of Haight & Clayton
Southwest corner of Haight & Masonic

#### Examiner

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore

#### SF Daily

Northwest corner of Hayes & Gough

#### City Star

Northwest corner of Hayes & Gough Southeast corner of Fillmore & Haight

#### SF Weekly

Southeast corner of Masonic & Haight Southeast corner of Haight & Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of removing graffiti from public property located at the following
locations:

#### **Utility Boxes**

Southwest corner of Turk & Scott Northeast corner of Gough & McAllister Northwest corner of Laguna & Cleary Near 842 Webster

#### **Bus Shelter**

Southeast corner of Pierce & Haight Fillmore & Haight (all 4 bus stops, graffiti and grime)

#### Fire Hydrant

Northeast corner of Fulton & Fillmore Northwest corner of Laguna & Cleary Northwest corner of Grove & Gough

#### **Emergency Boxes**

Southwest corner of Grove & Fillmore

### In Memoriams

Marcia Soine – Supervisor Alioto-Pier Judge Mary Pajlich – Entire Board Russell Walton – Supervisor Dufty Glen Reed Millar – Supervisor Dufty Gilbert Block – Supervisor Dufty Robert Polzoni – Supervisor Dufty Dr. Brian Friedman – Supervisor Dufty James Hallisy – Supervisor Elsbernd



### **Board of Supervisors**



City Hall 1 Dr. Carlton B Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

Tuesday, August 3, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

# GOVERNMENT DOCUMENTS DEPT AUG - 6 2010

#### Ordinances

SAN FRANCISCO
tages Controls]

SAN FRANCISCO
PUBLIC LIBRARY

# 101053 [Zoning - Consistent Street Frontages Controls] Sponsor: Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 124, 132.2, 144, 145.1, 145.5, 150, 151.1, 155, 161, 186, 209.8, 210.3, 212, 231, 243, 253, and 253.2, and by repealing Sections 175.1, 175.2, 175.3, 175.4, 175.5, and 249.26, to create comprehensive and consistent street frontage controls for residential districts, to create consistent ground floor controls for industrial districts, to permit certain small corner commercial uses in RM-3 and RM-4 districts, to modify floor area ratio controls in the Van Ness Special Use District, to modify conditional use requirements for buildings over 40 feet in RM and RC districts, to amend the procedure for certain exceptions from off-street parking and loading requirements, and permit parking and loading exceptions to preserve historic buildings and landmark trees, and to make certain Planning Code controls consistent across C-3 Districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## 101054 [Green Bag Charge]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Environment Code by amending Section 1702, to clarify the definition of "checkout bag" and other terms; adding Section 1703.5, to require stores to add a Green Bag Charge of 5 cents if they provide a customer with a disposable, single-use checkout bag, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

### 101055 [Plastic Bag Reduction]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Environment Code by amending Section 1702, to extend the mandatory use of recyclable and compostable checkout bags from supermarkets and chain pharmacies, currently covered by Chapter 17, to all retail establishments in the City, and clarify the definitions of "checkout bag," "recyclable paper bag," and "reusable bag," setting an operative date of March 1, 2011, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

### 101056 [Banning the Sale of Tobacco Products in Pharmacies]

Sponsors: Mar; Dufty

Ordinance amending the San Francisco Health Code by amending Sections 1009.91 and 1009.92, by repealing Section 1009.93, and by re-numbering Sections 1009.94, 1009.95, 1009.96, 1009.97, 1009.98, and 1009.99, as Sections 1009.99, 1009.99, 1009.99, 1009.99, and 1009.99, and 1009.99, and 1009.99, and 1009.99, and 1009.99, respectively, all to eliminate the exemptions for general grocery stores and big box stores from the general ban on the sale of tobacco products in pharmacies. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee

#### 101057 [Health Care Services Master Plan]

Sponsors: Mar. Maxwell, Mirkarimi, Avalos, Chiu and Dalv

Ordinance amending the San Francisco Planning Code by adding Sections 342 to 342.10 requiring the preparation of a Health Care Services Master Plan identifying the current and projected needs for, and locations of, health care services within San Francisco and recommending how to achieve and maintain appropriate distribution of, and equitable access to, such services; requiring that medical institutions applying for land use approvals obtain a consistency determination from the Planning Commission determining that the proposed use promotes the goals recommended in the Master Plan; providing fees for the consistency determination, and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1 and environmental findings.

ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 101058 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2010-2011]

Sponsor: Avalos

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the FY ending June 30, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101059 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]

Sponsor: Avalos

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the FY ending June 30, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101060 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]

Ordinance providing revenue and levying property taxes for San Francisco Unified School
District purposes for the FY ending June 30, 2011. RECEIVED AND ASSIGNED to Budget and

Finance Committee.

# 101061 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]

Sponsor: Avalos

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the FY ending June 30, 2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101062 [Updating Enforcement and Compliance Procedures for Nuisance] Sponsor: Avalos

Ordinance amending the San Francisco Health Code Articles 6 and 11 by amending Sections 580, 581, 596, 599. and 600, and adding Sections 292.5, 596.5, 602.3, and 610 to: 1) add requirements for refuse collection and storage in multi-story residential facilities; 2) update nuisance definitions; 3) add potential attorneys' fees recovery for the prevailing party those cases in which the City elects to recover attorneys' fees; 4) require owners of rental property to provide contact information to the Department; 5) add civil penalties; and 6) expand administrative penalties and procedures. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

# 101071 [Zoning - Temporary Uses and Mobile Food Facilities] Sponsor: Duffy

Ordinance amending the San Francisco Planning Code by adding Section 102.31 to define a Mobile Food Facility, amending Section 205 and adding Section 205.4 to establish a new category of temporary uses, and amending Sections 212, 790.91, 790.93, and 890.90 to clarify that Mobile Food Facilities need not be conducted within enclosed buildings; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 10.1. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee

# 101072 [Pushcart Peddlers and Operators Regulations]

Sponsor: Dufty

Ordinance amending the San Francisco Police Code and San Francisco Public Works Code by repealing Article 17.3 (Permit Regulations for Pushcart Peddlers) from the Police Code, transferring the regulations to a new Article 5.8 of the Public Works Code, commencing with Section 184.80, making nonsubstantive amendments to implement the transfer, and streamlining the notice and hearing procedures, adopting environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neishborhood Services Committee.

### 101073 [Mobile Caterers Regulations]

Sponsor: Dufty

Ordinance amending the San Francisco Police Code and San Francisco Public Works Code by repealing Police Code Article 17.2, Sections 1320 through 1326 (Regulations for Mobile Caterers; Permit and License Provisions), transferring the regulations to a new Article 5.9 of the Public Works Code, commencing with Section 184.100, making other amendments to implement the transfer, including new fee and penalty provisions; and streamlining the notice and hearing procedures; adopting environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 101075 [Building Code - Development Fee Collection Procedure and Administrative Fee] Sponsor: Mayor

Ordinance amending the San Francisco Building Code by amending Section 107A.13 to modify the method of calculating the development fee deferral surcharge rate and to clarify when a project sponsor may elect to defer the payment of development impact and in-lieu fees, adopting environmental finding. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

### 101079 [Water Efficient Irrigation]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by repealing Chapter 63 in its entirety and adding Chapter 63, requiring the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100041 [Personal Wireless Service Facility Site Permits and Associated Fees]

Sponsors: Avalos; Campos

Ordinance amending the San Francisco Public Works Code by adding Article 25, Sections 1500 through 1528, to establish new requirements for Personal Wireless Service Facility Site Permits and to increase certain fees for obtaining such permits, amending the San Francisco Administrative Code by amending Chapter 11, Article 1, Section 11.9, to eliminate obsolete provisions related to such permits, making the provisions of the ordinance retroactive, and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

#### 101063 [California Constitution Appropriations Limit FY2010-2011]

Sponsor: Avalos

Resolution establishing the appropriations limit for FY2010-2011 pursuant to California Constitution Article XIII B. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101064 [Accept and Expend Gift - Recreation and Park Department Buena Vista Park - \$164.760]

Sponsor: Dufty

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift-in-place valued at \$164,760 from the San Francisco Conservation Corps to rehabilitate trails and retaining walls at Buena Vista Park. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101065 [Yosemite Creek Watershed Restoration Study]

Sponsor: Mirkarimi

Resolution urging the San Francisco Public Utilities Commission to study opportunities to restore the Yosemite Creek watershed. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 101066 [Eastern San Francisco Air Quality Study]

Sponsor: Mirkarimi

Resolution urging the San Francisco Department of Public Health, in conjunction with other local, state and federal agencies, to develop recommended actions the City could take to address air quality concerns in the eastern area of San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101067 [Supporting Assembly Bill 2324 Regarding Public Transit Facilities]

Sponsors: Chu; Chiu and Mar

Resolution supporting Assembly Bill 2324 regarding Public Transit Facilities, making it a misdemeanor for any person to knowingly possess specified weapons at a public transit vehicle facility. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

# 101068 [Declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day]

Sponsors: Dufty; Campos

Resolution declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING

#### (Gift Acceptance - Building Bocce Courts in Justin Herman Plaza - \$61,000) 101070 Sponsor: Chiu

Resolution authorizing the Recreation and Park Department to accept a gift of labor and construction materials with a value of \$61,000 from the Laborers Local 261 Community and Training Foundation to build two bocce courts on the lawn in Justin Herman Plaza. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

#### [Accept and Expend Grant - Place of Fine Arts Historical Landscape and Park 101074 Improvements - \$500,0001

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant administered by the California State Library California Cultural and Historical Endowment in the amount of \$500,000 for the Palace of Fine Arts historical landscape and park improvement. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101076 [Apply For State Used Oil Payment Program]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to apply for the annual Used Oil Payment Program from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101077 IFederal Emergency Operations Center Grant Administered by California Emergency Management Agency]

Sponsor: Mayor

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of the California, any applications or agreements and to take any actions necessary to obtain federal financial assistance through the federal Emergency Operations Center grant administered by the California Emergency Management Agency. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101081 ICandlestick Point - Hunters Point Shipvard Phase II Development Project -Involvement of Ohlone and other Native American Peoples1 Sponsor: Maxwell

Resolution urging the City Planning Department and Redevelopment Agency to establish specific protocols for ongoing collaboration with representatives of the Ohlone Peoples and other Native American groups for the redevelopment of Candlestick Point and the Hunters Point Shippard. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Motion

#### 101069 Waiving Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 7, 2010, Board Meeting1

Motion waiving Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m. at the September 7, 2010, Board meeting. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Introduced by the President at the Request of a Department

### PROPOSED RESOLUTIONS

#### 101002 [Airport Concession Lease with Host International, Inc.]

Resolution approving the Terminal 2 Newsstands, Coffee and Specialty Stores Lease between Host International, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101003 [Settlement of Grievance - Bruce Dunlap - \$57,500]

Resolution authorizing the settlement of the grievances (ERD No. 45-09-1973 and ERD No. 45-09-1964) filed by International Federation of Professional and Technical Engineers, Local 21 (Union) on behalf of Grievant, Bruce Dunlap, against the City and County of San Francisco for \$57,500. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

# 101004 [Lease and License of Real Property at 1 Dr. Carlton B. Goodlett Place, Ground Floor Café and North Light Court]

Resolution authorizing the lease of 1,426 square feet of space, a license of 2,400 square feet and the shared use space of 1,360 square feet to the Elias M. Nasra & Family Partnership, a California general partnership, in City Hall located at 1 Dr. Carlton B. Goodlett Place. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Clerk to Act - August 3, 2010

Board Minutes for June 29, 2010 approved.

#### Requests Granted

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

747 Webster

749 Webster

743 Grove

438 Buchanan, Oak side

421 Laguna

201 Buchanan

1550 Steiner

Western Addition Library, on the Geary side

501 Fillmore

1701 Waller

1312 Haight

1146 Oak

160 Pierce, on Haight side

591 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Southeast corner of Fell and Fillmore

Near 430 Fillmore

### Metal Pole

Northwest corner of Laguna and Fell Southwest corner of Hayes and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

### **Utility Boxes**

Southwest corner of Eddy and Webster Southeast corner of Divisadero and McAllister Southwest corner of Page and Steiner Northeast corner of Geary and Scott Southeast corner of Masonic and Fulton West of 1130 Oak Southwest corner of Steiner and Haight

#### **Bus Shelters**

Southwest corner of Haight and Buchanan
Southwest corner of Divisadero and McAllister
Southwest corner of Fillmore and Oak
Southwest corner of Fillmore and Hayes
Southeast corner of Masonic and Fulton
Southwest corner of Hayes and Broderick
Fillmore and Haight (all 4 bus stops, graffiti and grime)

### Fire Hydrant

Northwest corner of Oak and Fillmore

#### Emergency Boxes

Southwest corner of Grove and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Cans

Northeast corner of Fillmore and Oak Northeast corner of Geary and Scott On Haight between Central and Masonic, south side of street

#### Mailbox

Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi

To: Chief George Gascon, San Francisco Police Department Requesting/Inquiring: Requesting the San Francisco Police Department to provide crime and arrest statistics for Part 2 crimes and other Quality of Life crimes, including the following breakdowns:

By month By year By district station Citywide

### In Memoriams

Kayo Hamada Tong - Supervisor Mar Shui S. Louie - Supervisors Chiu and Chu Joannie Chang - Entire Board John Coleman Mulkern - Supervisors Dufty and Chu Milivoy Mikovich - Supervisors Dufty and Chu

## **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

Tuesday, August 10, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

GOVERNMENT DOCUMENTS DEPT

AUG 1 3 2010

### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

#### 101091 [Planning Code - Requiring Conditional Use Authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District Sponsor: Alioto-Pier

Ordinance amending Section 243 of the San Francisco Planning Code to require conditional use authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District: adopting findings, including findings under Section 302 of the Planning Code, environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1 ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101092 Task Force on Police/Sheriff Consolidation1 Sponsor: Daly

Ordinance amending the San Francisco Administrative Code by adding Chapter 46. Sections 46.1 though 46.5, to: (1) create a Task Force on Police/Sheriff Consolidation to make recommendations to the Board of Supervisors regarding whether to transfer the Police Department's functions, assets, and operations to the Sheriff; provide for the Task Force's membership, organization, and duties; and (2) set a sunset date for the Task Force. ASSIGNED UNDER 30 DAY RULE to Rules Committee

#### 101093 [Zoning - South of Market Youth and Family Special Use District] Sponsor: Daly

Ordinance amending the San Francisco Planning Code by amending Section 249.40A concerning the South of Market (SoMa) Youth and Family Special Use District, bounded generally by Natoma Street on the north, Harrison Street on the south, 4th Street on the east, and 7th Street on the west, to require that all projects containing 5 or more dwelling units be subject to the Tier C affordable housing requirements established in the Eastern Neighborhoods Plan; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 101094 [Child Care Centers for City Projects and City-Funded Private Projects]

Sponsors: Dufty; Alioto-Pier

Ordinance amending the San Francisco Administrative Code by adding Chapter 29B to require a City agency, or a private developer that receives City funds for a development project, as defined, to prepare a feasibility study for providing an on-site child care center whenever it plans to construct or purchase a building, lease more than 50 percent of space in a private building for an initial term of more than one year, or alter more than 50 percent of the space in an existing building; adopting findings, including environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 101095 [Planning Code - Affordable Housing Program Exemption for Qualified Student Housing]

Sponsor: Dufty

Ordinance amending the Residential Inclusionary Affordable Housing Program, Planning Code Sections 415 et seq. to exempt certain Qualified Student Housing Projects, as defined, if the project meets certain requirements, and making findings including environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 101096 [Setting Nutritional Standards for Restaurant Food Sold Accompanied by Toys or Other Youth Focused Incentive Items]

Sponsors: Mar; Campos and Chiu

Ordinance amending Article 8 of the San Francisco Health Code by adding Sections 471.1 through 471.8, to set nutritional standards for restaurant food sold accompanied by toys or other youth focused incentive items. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 101097 [Creation and Operation of Reentry Court] Sponsor: Mirkarimi

Ordinance amending Administrative Code Chapter 5, Article I, Section 5.1-4, to require the Reentry Council to collaborate with the Superior Court on the creation and operation of a Reentry Court to divert parolees and probationers from prison and to promote the successful.

Reentry Court to divert parolees and probationers from prison and to promote the successful transition of parolees and probationers into the community and to require certain City departments to create a plan to provide supportive services in conjunction with the Reentry Court, and amending Section 5.1-6, to extend the date of sunset for the Reentry Courcil until June 1, 2012. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

# 101098 [Electronic Distribution of Multi-Page Documents]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 101099 [Business and Tax Regulations Code - Common Administrative Provisions; Parking Tax: Business Registration]

Sponsors: Mirkarimi; Dufty

Ordinance amending: (1) the San Francisco Business and Tax Regulations Code by: (a) repealing Sections 6.11-4, 6.14-1, and 6.18-4 and amending Sections 6.1-1, 6.2-8, 6.2-9, 6.2-13. 6.2-15. 6.2-17. 6.2-18. 6.2-21. 6.4-1. 6.5-2. 6.6-1. 6.7-1. 6.7-2. 6.8-1. 6.9-1. 6.9-2. 6.9-3. 6.9-4, 6.9-5, 6.10-1, 6.10-2, 6.10-3, 6.11-1, 6.11-2, 6.11-3, 6.12-2, 6.12-5, 6.13-1, 6.13-3, 6.13-5, 6.13-6, 6.15-1, 6.15-2, 6.15-3, 6.15-4, 6.16-1, 6.17-1, 6.17-2, 6.17-3, 6.17-4, 6.18-1, 6.18-2, 6.18-3, 6.18-5, 6.19-1, 6.19-3, 6.19-4, 6.19-5, 6.19-6, 6.19-9, 6.21-1, and 6.22-1 of Article 6 (Common Administrative Provisions), to eliminate inconsistent and superseded cross-references, prohibit an operator from engaging in business without a certificate of authority, require annual renewal of a certificate of authority to collect third-party taxes. authorize the Tax Collector to revoke an operator's business registration certificate and certificate of authority for failure to collect and remit taxes, failure to comply with specific provisions of the Business and Tax Regulations Code and Police Code, failure to install and maintain revenue control equipment, or refusal to comply with the direction regarding trust accounts, increase bond requirements for parking station operators, authorize the Tax Collector to issue a deficiency determination or jeopardy determination against a parking operator's bond surety, deem the filing an incomplete tax return failure to file a return, clarify that a tax exempt entity is not relieved from its existing duty to collect and remit third-party taxes, require that within 15 days after the cessation of business each taxpayer file a return for the period, eliminate the use of estimated prepayments and instead require hotel and parking operators to remit the actual tax owed each month, permit the Tax Collector to independently determine the taxpayer's estimated tax liability for purposes of making a prepayment, increase the threshold amount for small firm prepayments from \$2,500 to \$3,750 establish the "pooled rate" as the applicable rate of interest on cash security returned to a taxpayer, provide for service of notice of a tax delinquency or determination on anyone in the State of California, clarify the date by which a deficiency determination must be served on a taxpayer, permit the Tax Collector to seek summary judgment immediately upon serving notice of a jeopardy determination on the taxpaver, establish the security necessary to stay enforcement of a jeopardy assessment. provide that any ground that is not asserted in the taxpayer's petition for redetermination is deemed waived in a later judicial proceeding to collect the specified tax, establish the procedure for increasing the amount of a determination, specify that in order to exhaust administrative remedies prior to seeking judicial relief taxpayer must state all grounds supporting redetermination in its petition to the Tax Collector and the Claim for Refund must be denied or deemed denied, clarify the proper party to seek a tax refund, provides for interest to the date of the refund if a refund is applied toward a future liability, clarify the statute of limitations period for filing suit if no notice that the Claim has been denied is served on the Taxpayer, clarify that a refund action is the only judicial remedy available to an aggreved taxpayer, increase penalties for failure to file a return, clarify the law that determines the interest rate and enforcement procedures for summary judgments, include additional costs in the cost to enforce judgments, authorize the Tax Collector to seek an injunction to prohibit a person from doing business without a certificate of authority or business registration certificate, add additional violations, increase penalty amounts, and amend the procedure for issuing administrative citations. increase the maximum penalty amount imposed by administrative citation from \$5,000 to \$25,000 annually, authorize the Tax Collector to share taxpayer information with other public agencies for appropriate purposes, and reword various sections without substantive change: (b) amending Sections 604 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations), 713 of Article 10 (Utility Users Tax), and 859 of Article 12 (Business Registration), to lengthen the time period that service suppliers must preserve records from 4 years to 5 years, and reword various sections without substantive change; (c) repealing Sections 608 through 608.8 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations); and (2) the San Francisco Administrative Code by amending Section 10.80-2 of Article XIII (Funds), Chapter 10 (Finance, Taxation, and Other Fiscal Matters), to correct references to the California Government Code. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

# 101100 [Adding to the Definition of "Control" - Revising the Enforcement Authority of the Business and Tax Code]

Sponsors: Mirkarimi: Duftv

Ordinance amending Article 22 of the Business and Tax Regulations Code by amending Sections 2201 through 2210, 2215, 2216, 2218, 2220, 2225, 2226, 2229, 2230, 2232, 2233 and repealing Sections 2217, 2223, 2224, and 2237, to establish a presumption that certain operators, signatories and owners control the business affairs of the parking station, revise the Enforcing Agency's authority to permit the use of all authority granted by law and by Article 6 of this Code; and making other nonsubstantive changes. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### 101101 [Election Day Voter Registration Procedures]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Municipal Elections Code by adding Article X, Sections 1000-1030 to establish procedures for Election Day Voter Registration and Late Voter Registration. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 101102 [Accept and Expend Grant - 2010 Disaster Corps Grant and Amendment to the Annual Salary Ordinance FY2010-2011 - \$231,000]

Sponsor: Mayor

Ordinance authorizing the Department of Emergency Management to retroactively accept and expend a grant in the amount of \$231,000 from California Volunteers for the grant period of 18 months following passage of the FY2010-2011 California State Budget for volunteer management and training; amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of one Class 5277 Planner I at the San Francisco Fire Department. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101103 [Appropriating \$2,200,000 of General Fund Reserve for Indigent Defense Expenses in the Superior Court for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating \$2,200,000 of General Fund Reserve to fund indigent defense expenses associated with increased felony caseloads in the Superior Court for FY2009-2010, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101104 [Public Employment - Department of the Environment]

Sponsor: Mayor

Ordinance amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of three positions; one (1) Class 5638 Environmental Assistant, one (1) Class 5640 Environmental Specialist, one (1) Class 5644 Environmental Manager in the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101105 [Existing Commercial Buildings Energy Performance Ordinance]

Sponsors: Mayor; Dufty

Ordinance amending the San Francisco Environment Code by adding Chapter 20, Sections 2000 through 2008, to adopt the San Francisco Existing Commercial Buildings Energy Performance Ordinance, requiring owners of nonresidential buildings to conduct Energy Efficiency Audits of their properties and file Annual Energy Benchmark Summaries for their buildings, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### Resolutions

#### 101106 [Interim Zoning Controls for the Van Ness Avenue Special Use District]

Sponsor: Alioto-Pier

Resolution imposing interim zoning controls to require Conditional Use authorization for "Other Entertainment Uses" within the Van Ness Avenue Special Use District; and making findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 101107 [Management Agreement for the Harding Park Golf Course]

Sponsor: Elsbernd

Resolution authorizing the Recreation and Park Department General Manager to enter into an agreement with Tournament Players Club of California, Inc., for management of clubhouse and golf operations at the Harding Park and Fleming Golf Courses, excluding course maintenance operations (Management Agreement), from October 1, 2010, to December 31, 2019, pursuant to San Francisco Charter Section 9.118, with the right to extend the term to coincide with any extension of the Master Tournament Agreement between the City and County of San Francisco and PGA Tour, Inc. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101108 [Accept and Expend Grant - Remediation and Demolition of Drydock No. 1 - \$3,000,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Department of Defense, Office of Economic Adjustment in the amount of \$3,000,000 for Remediation and Demolition of the Port's Drydock No. 1. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101109 [State Contract Funds for Substance Abuse Treatment - \$60,402,780]

Sponsor: Mayor

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (DPH-CBHS) to enter into a Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2010, through June 30, 2013, in the amount of \$60,402,780 and for the term of July 1, 2010, through June 30, 2011, in the amount of \$20,134,260 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment and prevention; holding DADP harmless from any and all claims resulting from the agreement, authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101110 [Accept and Expend Grant - U.S. Federal Aviation Administration Grant - Not to Exceed \$79,982,500]

Sponsor: Mayor

Resolution authorizing the Airport Commission to execute an Other Transaction Agreement with the Federal Aviation Administration (FAA) for the Replacement Airport Traffic Control Tower and FAA Offices in the amount not to exceed \$79,982,500 and retroactively accept and expend federal funds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101111 [Authorizing Application for Grant - Augmenting the Greening and Stormwater Features of the Cesar Chavez Street Redesign Project]

Sponsor: Campos

Resolution authorizing the San Francisco Planning Department to apply for a grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to augment the greening and stormwater features of the Cesar Chavez Street redesign project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRED FOR AGENDA AT THE NEXT BOARD MEETING.

# 101112 [Accept and Expend Grant - Web Based Recycling, Reuse, and Disposal Options - \$25,0001

Sponsor: Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$25,000 from the County of Alameda to serve as the lead in the creation a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

# 101113 [Application for Grant - Construction of HillPoint Park Open Space Project] Sponsors: Mayor; Maxwell

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River, and Coastal Protection Bond Act of 2006 (Proposition 84) for construction of the HillPoint Park Open Space Project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101114 [Application for Grant - Strategic Growth Council Sustainable Communities - Greenway Network Plan]

Sponsor: Mayor

Resolution authorizing the San Francisco Planning Department to apply for a planning grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River, and Coastal Protection Bond Act of 2006 (Proposition 84) to complete a Greenway Network Plan. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101115 [Directing Controller to Prepare an Infrastructure Financing Plan] Sponsor: Mayor

Resolution authorizing and directing the Controller and his designee to prepare a report for Infrastructure Financing District No. 1 (Rincon Hill Area) and determining other matters related thereto. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101116 [Resolution of Intention to Establish an Infrastructure Financing District] Sponsor: Mayor

Resolution of Intention to establish an Infrastructure Financing District No. 1 (Rincon Hill Area) to finance the construction and/or acquisition of capital improvements in the Rincon Hill area; to call a public hearing on the formation of the district and to provide public notice thereof and other matters related thereto. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101070 [Gift Acceptance - Building Bocce Courts in Justin Herman Plaza - \$61,000]
Sponsor: Chiu

Resolution authorizing the Recreation and Park Department to accept a gift of labor and construction materials with a value of \$61,000 from the Laborers Local 261 Community and Training Foundation to build two bocce courts on the lawn in Justin Herman Plaza. REFERRED to Land Use and Economic Development Committee.

#### Introduced by the President at the Request of the Department

#### PROPOSED ORDINANCE

101051 [Approval to Implement Alternative Bid Process for Construction Trade Packages for the Renovation and Construction of the George S. Moscone Convention Center!

Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process for construction trade packages and to award contracts for construction services, for the renovation of and capital improvements to the Moscone Convention Center. (Public Works Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### Clerk to Act - August 10, 2010

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

751 Webster 749 Webster 597 Haight 524 Haight 506 Haight 537 Haight 798 Haight 797 Haight 800 Haight 808 Haight 573 Fillmore

501 Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Wood Pole

Northeast corner of Fillmore and Oak (near bus stop)

#### Metal Poles

In front of 222 Fillmore In front of 232 Fillmore Southwest corner of Fillmore and Waller Southwest corner of Haight and Fillmore Southwest corner of Hayes and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

**Utility Box** 

South of 530 Fillmore

#### **Bus Shelters**

Southwest corner of Fillmore and Hayes Northeast corner of Laguna and Fulton Fillmore and Haight (all 4 bus stops, graffiti and grime on canopies) From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans

Northeast corner of Fillmore and Oak Northeast corner of Hayes and Fillmore On Haight between Central and Masonic, south side of street, in front of the Chinese Immersion School

Mailbox

Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location:

On Turk Street, south of Fillmore

From: Supervisor Chu

To: Municipal Transportation Agency

Requesting/Inquiring: Requesting that the Municipal Transportation Agency research the feasibility of amending Transportation Code 7.2.84 to address the issue of visibility at major traffic intersections.

In Memoriams

Mechthild Schroer - Entire Board

#### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

#### Legislation Introduced

Tuesday, September 14, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

GOVERNMENT DOCUMENTS DEPT

SEP 1 7 2010

**Ordinances** 

SAN FRANCISCO PUBLIC LIBRARY

101140 [Cigarette Litter Abatement Fee - Timing and Standards for Controller's Review and Adjustment]

Sponsor: Mayor

Ordinance amending Section 105.3 of the San Francisco Administrative Code to change the timelines and standards under which the Controller is directed to review and adjust the Cigarette Litter Abatement Fee. RECEIVED AND ASSIGNED to Budget and Finance Committee.

101154 [Accept and Expend Grant - Rosenberg Foundation and Amendment to the Annual Salary Ordinance FY2010-2011 - \$47,000]

Sponsor: Mirkarimi

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$47,000 from the Rosenberg Foundation, via Institute for Local Governance, to develop a California Reentry Council Network to assist in the development of statewide capacity to improve reentry policies and programs, and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect addition of one (1) Class 1406 Senior Clerk, grant-funded position (0.615 FTE), and one (1) temporary Class 8173 Legal Assistant, grant-funded position (0.118 FTE), in the Office of the Public Defender. RECEIVED AND ASSIGNED to Budget and Finance Committee.

101155 [City's Open Data Policy]

Sponsor: Mayor

Ordinance establishing the City's Open Data policy and requiring City departments to make appropriate data available to the public, and amending the San Francisco Administrative Code to add Section 22D. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

#### 101156 [Memorandum of Understanding, Amendment No. 2 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 101157 [Amending the Employee Relations Ordinance to Update Provisions Consistent with State and Local Law and Related Clean-Up Provisions]

Sponsor: Mayor

Ordinance amending Section 16.200 through Section 16.222 of the San Francisco Administrative Code regarding Employee Relations to update provisions consistent with state and local law and related clean-up provisions. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

#### 101158 ITaxable and/or Tax Exempt Certificates of Participation (HOPE SF) - Not to Exceed \$38,000,0001

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Taxable and/or Tax Exempt Certificates of Participation (HOPE SF) in an aggregate principal amount not to exceed \$38,000,000 to finance certain capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); granting authorization for the selection of a trustee; approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the Mission Police Station, certain property generally known as the Bayview Station of the San Francisco Police Department and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); delegating to the Director of Public Finance the authority to sell the Certificates of Participation by either a competitive or negotiated sale; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF), if sold by competitive sale; authorizing certain actions relating to the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF), if sold by negotiated sale including approving the form of a Purchase Contract between the City and an underwriter named therein; approving the form of an Official Statement in preliminary form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF); approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101159 [Taxable and/or Tax Exempt Certificates of Participation for Various Capital Improvements - Not to Exceed \$48,000,000]

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Certificates of Participation in an aggregate principal amount not to exceed \$48,000,000 to finance the acquisition, construction. improvement and installation of certain street improvements and of various disability access improvement projects; approving the form of a Second Supplement to Trust Agreement between the City and County of San Francisco and the Trustee named therein (including certain indemnities contained therein); approving the form of a Second Supplement to Property Lease between the City, as lessor, and the Trustee, as lessee; approving the form of a Second Supplement to Project Lease between the Trustee, as lessor, and the City, as lessee; approving the form of an Official Notice of Sale and Notice of Intention to Sell for the Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Certificates of Participation, if sold by negotiated sale; delegating to the Director of Public Finance the authority to sell the Certificates of Participation by either a competitive or negotiated sale; approving the form of a Purchase Contract between the City and the underwriter(s) selected in accordance herewith, if the Certificates of Participation are sold by negotiated sale; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate: granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101178 [Honoring Local Restaurants During Restaurant Appreciation Month] Sponsor: Alioto-Pier

Ordinance amending the San Francisco Health Code by adding Section 456.7 requiring the San Francisco Health Department to declare one month out of the year "Restaurant Appreciation Month" to honor certain local restaurants and to create an application and selection process to identify qualifying restaurants. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 100675 [Zoning - Presidio-Sutter Special Use District at 800 Presidio Avenue] Sponsor: Alioto-Pier

Ordinance amending the San Francisco Planning Code by adding Section 259,53 to establish the Presidio-Sutter Special Use District for property at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District, adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 101099 [Business and Tax Regulations Code - Common Administrative Provisions; Parking Tax; Business Registration]

Sponsors: Mirkarimi: Duftv

Ordinance amending the San Francisco Business and Tax Regulations Code by: (1) amending Article 6 (Common Administrative Provisions) to revise provisions relating to: certificates of authority to collect third-party taxes; prepayment and remittance requirements for hotel and parking operators; enforcement procedures and penalties; and to otherwise clarify and update the provisions of Article 6; (2) amending Article 9 (Tax on Occupancy of Parking Space in Parking Stations), Article 10 (Utility Users Tax), and Article 12 (Business Registration), to lengthen the time period that service suppliers must preserve records from 4 years to 5 years and to extend the payment date of the registration certificate; and (3) repealing Sections 608 through 608.8 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations); and (4) amending the San Francisco Administrative Code by amending Article XIII (Funds), Chapter 10 (Finance, Taxation, and Other Fiscal Matters), to correct references to the California Government Code. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

# 101100 [Adding to the Definition of "Control" - Revising the Enforcement Authority of the Business and Tax Code]

Sponsors: Mirkarimi; Dufty

Ordinance amending Article 22 of the Business and Tax Regulations Code by amending Sections 2201 through 2210, 2215, 2216, 2218, 2220, 2225, 2226, 2229, 2230, 2322, and 2233 and repealing Sections 2217, 2223, 2224, and 2237, to establish a presumption that certain operators, signatories and owners control the business affairs of the parking station, revise the Enforcing Agency's authority to permit the use of all authority granted by law and by Article 6 of this Code, and make other nonsubstantive changes. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

#### Resolutions

# 100991 [Resolution of Intention to Form the Ocean Avenue Community Benefits District]

Sponsor: Avalos

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Ocean Avenue Community Benefits District," and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report and proposed boundaries map for the district, (3) ordering and setting a time and place for a public hearing thereon; (4) approving the form of the Notice of Public Hearing and Assessment Ballots; and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101131 [Board Response to the 2009-2010 Civil Grand Jury Report Entitled "Pension Tsunami: The Billion Dollar Bubble"]

Sponsor: Mar

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2009-2010 Civil Grand Jury Report Entitled "Pension Tsunami: The Billion Dollar Bubble" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

# 101160 [Accept and Expend Grant - Pierce's Disease Control and Organic Program - \$128,916.32]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively two grants (Agreements Nos. 10-0347 and 10-153) totaling \$128,916.32 from the California Department of Food and Agriculture (CDFA) to fund the Pierce's Disease Control Program for the period of July 1, 2010, through June 30, 2012, and the Organic Program for the period of July 1, 2010, through June 30, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101161 [Construction Agreement for 1150 Ocean Avenue]

Sponsor: Elsbernd

Resolution approving an agreement and authorizing the Director of Planning to execute the agreement on behalf of the City and County of San Francisco in order to ensure the construction on-site of 26 inclusionary units in the mixed-use development proposed at 1150 Ocean Avenue (Lot No. 003 in Assessor's Block No. 3180). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101162 [Accept and Expend Grant - Project for Assistance in Transition from Homelessness - \$631,739]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the United States Department of Health and Human Services in the amount of \$631,739 to fund the project entitled "Project for Assistance in Transition from Homelessness" for the period July 1, 2010, through June 30, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101163 [Accept and Expend Grant - Community Risk Reduction Plan - \$49,995] Sponsor: Maxwell

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$49,995 from the Bay Area Air Quality Management District, to support a project entitled "Community Risk Reduction Plan" for the period of July 1, 2010, through December 30, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101164 [Employment Policies and Procedures Regarding Criminal History] Sponsor: Mayor

Resolution authorizing the City and County of San Francisco access to state and federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 101165 [Accept and Expend Grant - WritersCorps Program - \$50,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$50,000 from the National Endowment for the Arts Learning in the Arts for Children and Youth for general operating support for WritersCorps. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101166 [Amendment to Fire Department Cooperative Agreement with the Navy]

Sponsor: Mayor

Resolution authorizing the San Francisco Fire Department to amend the Cooperative Agreement with the United States Navy to set the reimbursement rate for fire and emergency medical services to portions of the Hunters Point Shipyard for the period October 1, 2010, through September 30, 2011, and to accept and expend funds from the Navy as reimbursement for services under that Agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101167 [Accept and Expend Grant - Infill Infrastructure Program - \$30,000,000] Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing to enter into a standard agreement with the California State Department of Housing and Community Development to accept and expend \$30,000,000 of Infill Infrastructure Grant Program funds; the execution of a loan agreement with the Project Sponsor for disbursement of grant funds; and the execution of any related documents necessary to participate in the Infill Infrastructure Grant Program. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101168 [Urging Pacific Gas and Electric to Cooperate with the City's Request for Infrastructure Information]

Sponsors: Chu: Maxwell and Mirkarimi

Resolution urging Pacific Gas and Electric Company to cooperate completely and swiftly with all requests from the City Administrator and Fire Chief in a Utility Infrastructure Safety Review, and to provide all relevant City Departments with risk level and maintenance plan information for existing pipelines in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101169 [Recognizing September 22, 2010, as "Please Don't Jump" Day to Promote Suicide Prevention]

Sponsors: Campos; Chiu and Dufty

Resolution recognizing September 22, 2010, as "Please Don't Jump" Day and urging the Golden Gate Bridge, Highway, and Transportation District staff and Board of Directors to continue its efforts to expeditiously construct a suicide barrier on the Golden Gate Bridge. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101170 [Accept and Expend Grant - Susceptibility to Smoking Among Migrants in China - \$4.901]

Sponsor: Mar

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$4,901 from the San Diego State University Research Foundation to support a project that will establish a Handheld Assisted Personal Interview system, including training and consultation for the period of September 17, 2009, through June 30, 2010. (Public Health Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101171 [Local Support for Congestion Management Agency Block Grant Projects] Sponsor: Mayor

Resolution of local support for four projects to be funded by \$11,553,000 in federal Surface Transportation Program and/or Congestion Mitigation and Air Quality Improvement funds through the Metropolitan Transportation Commission's Congestion Management Agency Block Grant Program, committing the necessary non-federal match of \$1,876,000; and stating assurance to complete the projects. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRENCE AGENDA AT THE NEXT BOARD MEFTING

# 101172 [Apply for Strategic Growth Council Sustainable Communities Planning Grant] Sponsor: Mayor

Resolution authorizing the San Francisco Planning Department, in cooperation with the Mayor's Office of Housing, the San Francisco Municipal Transportation Agency, the San Francisco County Transportation Authority, and other Bay Area entities, to apply for a planning grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to develop a Multi-City Bay Area Core Regional Growth and Investment Strategy. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Requests for Hearing

#### 101173 [Operation and Management of City Parking Facilities]

Sponsor: Campos

Hearing on the policies and procedures followed by the San Francisco Municipal Transportation Agency in awarding the contract for the operation and management of City parking facilities under Request for Proposal No. 2008/09-30. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 101174 [City's Provision and Coordination of Services to Victims of Crime] Sponsors: Chiu: Maxwell

Hearing to review the City's provision and coordination of services to victims of crime, including but are not limited to: (1) What support and services do City departments currently provide crime victims?; (2) How do various departments that interface with crime victims coordinate their activities?; (3) What are the gaps in the system that need to address, and what coordination needs to occur?; and (4) How can victim services be best provided in a culturally competent manner? RECEIVED AND ASSIGNED to Public Safety Committee.

# 101175 [Controller's Report - Patrol Special Study Commissioned by the San Francisco Police Commission]

Sponsor: Dufty

Hearing on the Controller's report on Patrol Special Study commissioned by the San Francisco Police Commission. RECEIVED AND ASSIGNED to Public Safety Committee.

# 101176 [Report on the Reliability in Gas and Electric Infrastructure in San Francisco] Sponsor: Elsbernd

Hearing and report on the reliability of and investment in gas and electric infrastructure in San Francisco by PG&E. RECEIVED AND ASSIGNED to Public Safety Committee.

# 101177 [Maintenance and Safety Record of Pacific Gas and Electric Company Infrastructure]

Sponsor: Mirkarimi

Hearing to review the current state of maintenance and repair of PG&E's pipeline and electricity transmission infrastructure in San Francisco and to receive an update on actions to be taken by PG&E to mitigate safety risks and economic impact, including PG&E's plans for installing modern safety features such as automatic shutoff valves and leak-detection systems and monitoring of underground electrical vaults. RECEIVED AND ASSIGNED to Public Safety Committee

#### PROPOSED ORDINANCES

#### 100697 [General Plan Amendments - Updating the Noise Maps of the Environmental Protection Elementi

Ordinance amending the San Francisco General Plan by amending the Noise Maps of the Environmental Protection Element to reflect current conditions; making conforming text amendments; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100829 [Planning Code - Car-Share Controls]

Ordinance amending the San Francisco Planning Code, including Section 151.1 to enable the Planning Commission to require the provision of annual memberships to certified car-share organizations to residents of certain new development projects when certain findings are made; Section 163 to promote car-share services as a component of transportation management programs and transportation brokerage services; and Section 166 to permit car-share spaces in the same manner as residential accessory parking and require that car-sharing requirements for non-residential uses apply to all zoning districts; adopting findings, including findings under Section 302 of the Planning Code, environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100878 [San Francisco Fire Code - Repealing and Replacing]

Ordinance repealing the San Francisco Fire Code in its entirety and replacing that code with a new 2010 San Francisco Fire Code consisting of the 2010 California Fire Code and portions of the 2009 International Fire Code together with San Francisco amendments; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7 and directing the Clerk of the Board to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

# 100910 [Settlement of Lawsuit - California Department of Fair Employment and Housing (Zimmerman) - \$105,0001

Ordinance authorizing settlement of the lawsuit filed by the California Department of Fair Employment and Housing (Plaintiff), Linda Zimmerman (Real Party In Interest) against the City and County of San Francisco for \$105,000, the lawsuit was filed on March 4, 2009, in San Francisco Superior Court, Case No. CGC-09-485723; entitled Department of Fair Employment and Housing (Zimmerman) v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100911 [Settlement of Lawsuit - Michael Lew - \$90,000]

Ordinance authorizing settlement of the lawsuit filed by Michael Lew against the City and County of San Francisco for \$90,000, including reemployment and restoration of vacation and sick leave; the lawsuit was filed on May 11, 2009, in San Francisco Superior Court, Case No. CGC-09-488262; entitled Michael Lew v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 100946 [Building Code - Repealing and Replacing]

Ordinance repealing the 2007 San Francisco Building Code in its entirety and replacing that Code with a new 2010 San Francisco Building Code that consists of the 2010 California Building Code and San Francisco amendments thereto; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board to forward San Francisco's amendments and findings to the State Building Standards Commission; making environmental findings; and providing for an operative date of January 1, 2011. (Building Inspection Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100950 [San Francisco Building Code - Residential Building - Repealing and Replacing]

Ordinance incorporating the provisions of the 2010 California Residential Code into various chapters of the San Francisco Building Code with local amendments, and adding Chapter 36 to serve as a directory of where such provisions may be found in the San Francisco Building Code; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board to forward San Francisco's amendments and findings to the State Building Standards Commission; making environmental findings; and providing for an operative date of January 1, 2011. (Building Inspection Department).

ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100952 [San Francisco Electrical Code - Repealing and Replacing]

Ordinance repealing the 2007 San Francisco Electrical Code in its entirety and replacing that code with a new 2010 San Francisco Electrical Code that consists of the 2010 California Electrical Code and San Francisco amendments thereto; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board to forward San Francisco's amendments and findings to the State Building Standards Commission; making environmental findings; and providing for an operative date of January 1, 2011. (Building Inspection Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101126 [San Francisco Mechanical Code - Repealing and Replacing]

Ordinance repealing the 2007 San Francisco Mechanical Code in its entirety and replacing that code with a new 2010 San Francisco Mechanical Code that consists of the 2010 California Mechanical Code and San Francisco amendments thereto; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board to forward San Francisco's amendments and findings to the State Building Standards Commission; making environmental findings; and providing for an operative date of January 1, 2011. (Building Inspection Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101127 [San Francisco Plumbing Code - Repealing and Replacing]

Ordinance repealing the 2007 San Francisco Plumbing Code in its entirety and replacing that code with a new 2010 San Francisco Plumbing Code that consists of the 2010 California Plumbing Code and San Francisco amendments thereto; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board to forward San Francisco's amendments and findings to the State Building Standards Commission; making environmental findings; and providing for an operative date of January 1, 2011. (Building Inspection Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

101128 [San Francisco Building Code - Green Building - Repealing and Replacing]
Ordinance repealing Chapter 13C of the San Francisco Building Code in its entirety and
enacting a new Chapter 13C that consists of the 2010 California Green Building Standards
Code with local amendments; adopting findings of local conditions pursuant to California Health
and Safety Code Section 17958.7 and Public Resources Code Section 25402.1(h)(2), and
directing the Clerk of the Board to forward San Francisco's amendments and findings to the
State Building Standards Commission; making environmental findings; and providing for an
operative date of January 1, 2011. (Building Inspection Department). ASSIGNED UNDER 30
DAY RULE to Land Use and Economic Development Committee.

#### 100992 [General Plan Amendment - Portion of 222 - 2nd Street]

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 5 (Proposed Height and Bulk Districts) of the Downtown Area Plan to change the height and bulk classification of the west corner (within a rectangular area measuring 45 feet in length along the westermost portion of the Howard Street frontage, to a depth of 82.5 feet) of the property located at 222 - 2nd Street (Assessor's Block No. 3735, Lot No. 063) from 150-S to 350-S and adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 100993 [Zoning Map Amendment - Portion of 222 - 2nd Street]

Ordinance amending the Zoning Map of the City and County of San Francisco by amending Zoning Map 1HT to change the height and bulk district classification of the west corner (within a rectangular area measuring 45 feet in length along the westernmost portion of the Howard Street frontage, to a depth of 82.5 feet) of the property located at 222 - 2nd Street (Assessor's Block No. 3735, Lot No. 063) from 150-S to 350-S and adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (City Attorney). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### PROPOSED RESOLUTIONS

### 100526 [Gift Acceptance - Fire Department - Five Commercial Washer-Extractors -

Resolution authorizing the San Francisco Fire Department to accept a gift from the San Francisco Firefighters' Cancer Prevention Foundation of five commercial washer-extractors valued at approximately \$44,000 to clean personal protective equipment. (Fire Department). RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 100877 [Board Response to the 2009-2010 Civil Grand Jury Report Entitled "Sharing the Roadway: From Confrontation to Conversation"]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2009-2010 Civil Grand Jury Report entitled "Sharing the Roadway: From Confrontation to Conversation" and urging the Mayor to cause the implementation of accepted findings and recommendations through department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### 100894 [Increasing Contract with Xtech to \$41,000,000]

Resolution authorizing the Office of Contract Administration to enter in the First Amendment between the City and Xtech (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract amount from \$24,000,000 to \$41,000,000 and update certain standard contractual clauses. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100912 [Settlement of Lawsuit - Robin Leiter Cohen - \$31,000]

Resolution approving the settlement of the unlitigated claim filed by Robin Leiter Cohen against the City and County of San Francisco for \$31,000; claim was filed on September 4, 2009. (City Attomey), RECEIVED AND ASSIGNED to Rules Committee.

#### 100983 [Approve Modification of Lease with Japan Airlines]

Resolution approving and authorizing the execution of Modification No. 1 to Lease No. L01-0297 with Japan Airlines Company Limited to reduce the demised premises and the annual rent at Building 944 on Plot 50B-1 at San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 100984 [Memorandum of Agreement with the National Park Service - Not to Exceed \$30,000,000]

Resolution approving the Memorandum of Agreement with the National Park Service for the Comprehensive Management of Yosemite National Park Watersheds that supply water to the San Francisco Regional Water System pursuant to Charter Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 100985 [Settlement of Anticipated Litigation - Bonneville Non-Exclusive Easement]

Resolution authorizing settlement of anticipated litigation to be filed by Bonneville International Corporation against the City and County of San Francisco for a non-exclusive easement on Bayview Hill for access to the radio tower owned by Bonneville. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

# 101036 [Contract with the State of California Office of Administrative Hearings to Provide Administrative Law Judges to Serve as Hearing Officers on Administrative Appeals1

Resolution authorizing the Department of Emergency Management to enter into a contract with the State of California Office of Administrative Hearings to provide administrative law judges to serve as hearing officers on administrative appeals from certification actions by the San Francisco Emergency Medical Services Agency. (Department of Emergency Management). RECEIVED AND ASSIGNED to Budget and Finance Committee.



#### Clerk to Act - September 14, 2010

Board Minutes for July 13, 2010, July 20, 2010, July 27, 2010, August 3, 2010, August 10, 2010, and Special Board of Supervisors Meetings of the Budget and Finance Committee of July 1, 2010, and July 9, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

901 Fell

208 Scott

799 Haight

546 Haight

798 Haight

901 Haight

1594 Waller

745 Buchanan (Korean Center on the Hayes Street side)

438 Haight

442 Haight

357 Haight

748 Haight

298 Buchanan 400 Duboce

595 Haight

370 Fillmore

587 Haight

555 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles located at the following locations:

#### Metal Pole

In front of 909 Haight

In front of 982 Fulton

Northeast corner Webster and Haight

Northeast corner Turk and Webster

Northwest corner Laguna and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

#### **Utility Boxes**

Southeast corner Buchanan and Fell

#### Bus Shelter

Southwest corner Divisadero and McAllister
Northeast corner Pierce and McAllister
Northeast corner Baker and McAllister
Northwest corner Laguna and Haight
Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti)

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Potholes and Sidewalk Issues

Intersection of Grove and Webster, on the west side of street

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Can

Northeast corner Eddy and Scott Northeast corner Hayes and Broderick Southwest corner Grove and Gough Southwest corner Fell and Fillmore Southwest corner Buena Vista East and Haight

#### Mailbox

Northwest corner Octavia and Haight Southeast corner Post and Steiner Northeast corner Scott and Haight Southwest corner Divisadero and Fulton

#### In Memoriams

Jay Patterson - Supervisor Elsbernd
Kendra Fallon - Supervisors Dufty and Elsbernd
Liam Spiers - Supervisors Elsbernd and Chu
Eugene Yeager - Supervisors Elsbernd, Dufty and Maxwell
Douglas Paul Satterblom - Supervisor Dufty
Ed Moose - Supervisor Chiu
Recia Ann Young - Supervisor Chiu

Honorable Judge Desmond - Supervisor Elsbernd Former Assemblyman Charles W. Meyers Sr. - Entire Board David William McElhatton - Supervisor Elsbernd Louise James Ashley - Supervisors Maxwell, Dufty and Mirkarimi Richard "Sweet Lips" Walters - Supervisors Dufty and Campos Maura Tunney - Supervisor Chu Mark Martin Morris III - Supervisor Dufty Ernest Weil - Supervisor Dufty Jaqueline and Janessa Greig - Entire Board Marilyn He - Supervisor Chu Steve Oliva - Supervisor Mirkarimi Cecilia Ekemma Okoye-Dikeocha - Supervisor Mirkarimi Joyce Suk Han Lau - Supervisor Mirkarimi Nils Yannick Linke - Supervisor Mirkarimi Waymon "Oliv" Olivier - Supervisor Mirkarimi John Barnes - Supervisor Chiu Kwong C. Choy - Supervisor Chiu

#### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

#### Legislation Introduced

Tuesday, September 21, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisors or the Mayor

GOVERNMENT DOCUMENTS DEPT SEP 2.4 2001

#### **Ordinances**

SAN FRANCISCO PUBLIC LIBRARY

### 101190 [Registration and Other Requirements for Event Promoters] Sponsors: Chiu: Maxwell

Ordinance adding Article 15.7 to the San Francisco Police Code, requiring event promoters to register with the Entertainment Commission, prohibiting holders of certain entertainment-related permits, and registered promoters, from retaining an unregistered promoter to hold an event; and authorizing under certain circumstances for certain promoters reporting requirements, increased security plan requirements for events they promote, general liability insurance requirements, a criminal background check requirement, and other requirements. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

### 101191 [San Francisco Administrative Code - Publication Requirements] Sponsor: Mirkarimi

Ordinance amending Chapter 2 of the San Francisco Administrative Code by adding Article XII, Sections 2.96 through 2.100, to define "published" as required by San Francisco Charter Article XVII to: (1) establish requirements for publishing notices; (2) establish standards for and define the "City's Official Website Homepage," (3) establish procedures for standardizing and defining notice and publication requirements for future proposed ordinances; and (4) authorize the Clerk of the Board of Supervisors to adopt regulations to implement this Article. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 101192 [Appropriating \$38,000,000 of Certificate of Participation Proceeds for the HOPE SF Development Project in the Mayor's Office of Housing for FY2010-2011] Sponsor: Mayor

Ordinance appropriating \$38,000,000 of Certificate of Participation Series 2011B proceeds to fund the HOPE SF Development Project sponsored by Hunters View Associates in the Mayor's Office of Housing for FY2010-2011 and placing these funds on Controller's reserve pending issuance of the COPs or associated commercial paper used for cash flow purposes in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101193 [Approving General Plan Amendments in Connection with the Better Streets Plan]

Sponsor: Mayor

Ordinance amending the Urban Design and Transportation Elements of the San Francisco General Plan to incorporate the San Francisco Better Streets Plan by reference, and to make objectives and policies relating to pedestrian transportation consistent with the Better Streets Plan; making environmental findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 10.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 101194 [Better Streets Plan Implementation]

Sponsor: Mayor

Ordinance adopting the Better Streets Plan; amending Chapter 98.1 of the Administrative Code to require street improvements to conform with the policies and guidance of the San Francisco Better Streets Plan (Better Streets Plan); amending various sections of the Planning Code to consolidate requirements for street improvements; to require street improvements to follow the policies and guidance of the Better Streets Plan; to expand and modify existing requirements for provision of street trees: to require specified projects to submit a streetscape plan with application submission; and to describe additional requirements for certain areas of the city subject to neighborhood streetscape plans, including Downtown and Rincon Hill; amending various sections of the Public Works Code to be consistent with the Better Streets Plan. including waiving public right-of-way occupancy fees for Better Streets Plan elements: amending Sections 1335, 1336, and 1337 of the Subdivision Code to require streetscape. pedestrian, and stormwater improvements consistent with the Better Streets Plan as part of subdivision approvals; and making findings, including environmental findings and findings that the Planning Code amendments and General Plan amendments are consistent, on balance. with the General Plan and Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 100495 [California Environmental Quality Act Procedures, Appeals, and Public Notice] Sponsor: Alioto-Pier

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### Resolutions

### 101195 [Urging the Planning Commission to Initiate General Plan Amendments Concerning Better Streets Plan]

Sponsor: Mayor

Resolution urging the Planning Commission to initiate amendments to the General Plan's Urban Design and Transportation Elements in connection with the San Francisco Better Streets Plan. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101196 [Gift Acceptance - Recreation and Park Department - Equipment and Furnishings - \$155,013]

Sponsors: Chiu; Elsbernd

Resolution authorizing the Recreation and Park Department to accept a gift of equipment and furnishings valued at \$15,013 from the San Francisco Parks Trust Gear-up Campaign to be used at Hamilton Recreation Center, Midtown Terrace Playground, Harvey, Milk Center for the Recreational Arts, Sunnyside Conservatory, Sunnyside Clubhouse, and other Recreation and Park Department facilities. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101197 [Contract Approval - Municipal Transportation Agency - Capital Program Controls System Procurement and Related Support Services - Not to Exceed \$22.268.5411

Sponsor: Chu

Resolution approving the San Francisco Municipal Transportation Agency Contract No. CS-156, Agency Capital Program Controls System Procurement, and Related Support Services, to Hill International, as negotiated, for an amount not to exceed \$22,268,541 for a term not to exceed eight years, with expenditures limited to \$13,481,000 pending receipt and certification of additional funding. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101198 [Accept and Expend Grant - Department of Public Health - Screening, Brief Intervention, and Referral to Treatment Project - \$25,331]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$25,331 from the University of California, San Francisco, to fund the Screening, Brief Intervention, and Referral to Treatment project, and to enter into an agreement for the use of these funds for the period of September 30, 2009, through September 29, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101199 [Accept and Expend Grant - Department of Public Health - State Vocational Rehabilitation Services Program - \$7.685,0551

Sponsor: Maxwell

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Rehabilitation in the total amount of \$7,685,055 to provide vocational rehabilitation services to clients for the period July 1, 2010, through June 30, 2013, waiving indirect costs. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## 101201 [Petitions for City Parcels to Form the Proposed Civic Center Community Benefit District]

Sponsor: Mayor

Resolution authorizing the Mayor to cast petitions in the affirmative for formation of the proposed Civic Center Community Benefit District, to sign on behalf of the City and County of San Francisco as the owner of certain parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Civic Center Community Benefit District. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101202 [2500 Block of Mission Street Business Improvement District's Annual Report] Sponsor: Campos

Resolution receiving and approving the 2500 Block of Mission Street Business Improvement District Annual Reports for FYs 2007, 2008, and 2009, as submitted, pursuant to Section 36650 of the Business Property and Business Improvement Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the District's Management Contract with the City. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101203 [Ensuring Safe, Affordable, and Quality Patient Care] Sponsor: Daly

Resolution urging all relevant City agencies to uphold and strengthen current medical cannabis laws, and regulatory procedures that ensures quality care of patients, protects residents, and provides a true benefit to the community, and discourages business practices that threaten local permitted medical cannabis dispensary operators. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101204 [Declaring October 6, 2010, as Walk to School Day to Promote the Safety and Health of Children]

Sponsor: Dufty

Resolution declaring October 6, 2010, as Walk to School Day to promote the safety and health of children in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101205 [Affordable Child Care Facilities and Teacher's Housing - 1155 Page Street] Sponsor: Mirkarimi

Resolution urging the San Francisco Unified School District to consider developing both affordable child care facilities and affordable teacher's housing on the surplus property located at 1155 Page Street. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101206 [Proposition 23 - California Global Warming Solutions Act of 2006]

Sponsors: Mayor, Chiu, Mirkarimi, Alioto-Pier, Dufty, Mar, Chu, Elsbernd, Maxwell and Avalos Resolution opposing Proposition 23, an initiative constitutional amendment suspending the California Global Warming Solutions Act of 2006, until California's unemployment rate drops to 5.5 percent or less for four consecutive quarters. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101210 [Supporting the LGBT Marchers and Their Supporters in the October 10, 2010, Gay Pride Parade in Belgrade, Serbia]

Sponsor: Dufty

Resolution supporting the Lesbian, Gay, Bisexual, and Transgender marchers and their supporters as they peacefully exercise their human right to be visible in the streets, free from violence and fear, during the Gay Pride Parade in Belgrade, Serbia on October 10, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101212 [Outside Counsel for Mayoral Succession Issues]

Sponsor: Chiu

Resolution approving the retention of outside counsel to advise the City, in place of the City Attorney's Office, on legal issues relating to Mayoral succession. RECEIVED AND ASSIGNED to Rules Committee.

#### Requests for Hearing

101182 [Public Hearing - Certification of Appropriateness for Alterations to the Board of Supervisors' Legislative Chamber]

Hearing on the Historic Preservation Commission's approval of Motion No. 0079 (Case No. 2010.0677A), Certificate of Appropriateness, pursuant to Planning Code Section 1006.8(e), in order to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities; Lot No. 001 in Assessor's Block No. 0787 (City Hall) - 1 Dr. Carlton B. Goodlett Place, (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 97.28/10.

101208 [San Francisco Municipal Transportation Agency's Transition to the Clipper Card]

Sponsor: Chiu

Hearing on the San Francisco Municipal Transportation Agency's transition to the Clipper Card on the following topics: 1) Implementation of the Clipper Card; 2) 25-cent surcharge for single-use tickets; 3) Technological problems with fare gates; and 4) Outreach on the transition to the Clipper Card. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

#### Motions

101181 [Committee of the Whole - September 28, 2010 - Hearing on the Historic Preservation Commission's Certificate of Appropriateness for Alterations to the Board of Supervisors' Legislative Chamber!

Motion to sit as a Committee of the Whole for a hearing on the Historic Preservation Commission's approval of Motion No. 0079 (Case No. 2010.0667A), Certificate of Appropriateness, pursuant to Planning Code Section 1006.8(e), in order to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities; Lot No. 001 in Assessor's Block No. 0787 (City Hall) - 1 Dr. Carlton B. Goodlett Place, to be held on September 28, 2010. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 9/28/10.

101183 [Approving the Historic Preservation Commission's Approval for Certificate of Appropriateness Regarding the Alterations of the Board of Supervisors' Legislative Chamber]

Motion approving the Historic Preservation Commission's approval of Motion No. 0079 (Case No. 2010.0677A), Certificate of Appropriateness, pursuant to Planning Code Section 1006.8(e), in order to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities; Lot No. 001 in Assessor's Block No. 0787 (City Hall) - 1 Dr. Carlton B. Goodlett Place. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 9/28/10.

# 101184 [Disapproving the Historic Preservation Commission's Approval for Certificate of Appropriateness Regarding the Alterations of the Board of Supervisors' Legislative Chamber!

Motion disapproving the Historic Preservation Commission's approval of Motion No. 0079 (Case No. 2010.0677A), Certificate of Appropriateness, pursuant to Planning Code Section 1006.8(e), in order to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities; Lot No. 001 in Assessor's Block No. 0787 (City Hall) - 1 Dr. Carlton B. Goodlett Place. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 9/28/10.

#### 101207 [Committee of the Whole - October 5, 2010 - Public Hearing to Renew/Re-Establish the 2500 Block of Mission Street Business Improvement District, to be Known as the Mission Miracle Mile Business Improvement

Sponsor: Campos

Districtl

Motion to sit as a Committee of the Whole to hold a public hearing on October 5, 2010, to consider adopting a Resolution to renew and re-establish the 2500 Block of Mission Street Business Improvement District, to now be known as the Mission Miracle Mile Business Improvement District. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101209 [Directing the Clerk of the Board to Agendize Consideration to Override Alcohol Cost Recovery Fee Veto]

Sponsor: Avalos

Motion directing the Clerk of the Board to agendize consideration to override veto pursuant to Charter Section 2.016 of an ordinance which would establish an Alcohol Cost Recovery Fee (File No. 100865) at the Regular Meeting of September 28, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MFFTING

#### Introduced by the President at the Request of Department

#### PROPOSED RESOLUTION

#### 101150 [Agreement to Exchange Easements in Connection with the Bay Division Pipeline Reliability Upgrade Project - Bay Tunnel]

Resolution approving and authorizing an Agreement to Exchange Interests in Real Property to obtain an exclusive, subsurface easement from the Midpeninsula Regional Open Space District in exchange for a non-exclusive open space easement over real property owned by the City and County of San Francisco, for the purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW36801, Bay Division Pipeline Reliability Upgrade - Bay Tunnel; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; adopting findings of consistency with City Planning Code Section 101.1; and authorizing the General Manager of SFPUC to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Buddet and Finance Committee.

#### Clerk to Act - September 21, 2010

#### Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation requiring owners of commercial vehicles to abate unintended graffiti on trucks.

From: Supervisor Alioto-Pier

To: Chief of Police

To: Director, Department of Public Works

Requesting/Inquiring: Requesting a recommendation for a procedure to recover costs for DPW services and police services when large trucks ignore posted signs and become stranded on the City's hills.

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to do the following:

- -Requirement to test DNA samples in every rape or sexual assault case
- -Establishment of a swift timeline for testing DNA evidence.
- -Procedures for coordination between law enforcement agencies and healthcare providers.
- -Annual reporting to the Board of Supervisors on testing and prosecution rates
- -Dedicating funding for DNA testing through new fines on offenders.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore & Post Southwest corner of Divisadero & Sutter 9<sup>th</sup> Avenue & Judah (near bus stops) 7<sup>th</sup> Avenue & Irving (near bus stops) Northwest corner of Hayes & Fillmore Southeast corner of Fillmore & Haight

#### San Francisco Chronicle

Northwest corner of Fillmore & Hayes Southeast corner of Haight & Fillmore Irving & 9<sup>th</sup> Avenue Irving & 7<sup>th</sup> Avenue Southwest corner of Haight & Clayton Southeast corner of Haight & Masonic

#### Examiner

Northwest corner of Fillmore & Haves Southeast corner of Haight & Fillmore

#### SF Daily

Northwest corner of Hayes & Gough

#### City Star

Northwest corner of Hayes & Gough Southeast corner of Fillmore & Haight

#### SF Weekly

Southeast corner of Masonic & Haight Southeast corner of Haight & Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

1067 Oak, on the side of building

208 Scott

798 Haight

546 Haight

506 Baker

589 Haight

598 Haight

597 Haight

582 Haight

588 Haight

596 Haight

1751 Fulton

539 Waller

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles located at the following locations:

#### Metal Poles

Near 898 Fillmore In front of 333 Fillmore

Northeast corner of Grove & Scott

Southwest corner of Laguna & Galilee Southwest corner of Masonic & Fulton

#### Wood Poles

Northeast corner of Baker & Grove Northwest corner of Ivy & Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

#### **Utility Boxes**

Northeast corner of Buchanan & Fell Northeast corner of Linden & Buchanan Northeast corner of Oak & Buchanan

#### **Bus Shelters**

Northeast corner of Fulton & Masonic
Northeast corner of Baker & McAllister
Southwest corner of Buchanan & Haight
Southwest corner of Pierce & Haight
Fillmore & Haight (all bus stops, graffiti & grime on canopies)

#### Emergency Box

Northeast corner of Page & Buchanan

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

#### Potholes and Sidewalk Issues

Street light out on the 700 block of Webster, west side of street

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Cans

Northeast corner of Hayes & Fillmore Northeast corner of Hayes & Laguna Southeast corner of Fell & Fillmore Northeast corner of Grove & Scott

#### Mailboxes

Northwest corner of Octavia & Hayes Southwest corner of Divisadero & Fulton

#### In Memoriams

William Coblentz – Entire Board Fuad "Fred" Mogannam – Entire Board Sgt. Martin Anthony Lugo – Supervisor Dufty

#### Board of Supervisors



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

#### Legislation Introduced

Tuesday, September 28, 2010

#### LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

GOVERNMENT DOCUMENTS DEPT

DCT - 1 2010

#### Ordinances

SAN FRANCISCO **PUBLIC LIBRARY** 

#### 101246 [Medical Cannabis Task Force Membership, Powers, and Duties] Sponsor: Campos

Ordinance amending San Francisco Administrative Code by amending Sections 5.2-3 and 5.2-5 to: (1) increase the number of members of the San Francisco Medical Cannabis Task Force (Task Force) from 13 to 15; (2) establish qualifications for the two members added to the Task Force: and (3) expand powers and duties of the Task Force to include developing and making recommendations to the Board of Supervisors about local regulation of medical cannabis in the event that State Proposition 19 is approved by the voters in the election held on November 2, 2010. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

#### 101247 [Planning Code Amendment - Update the Visitacion Valley Community Facilities and Infrastructure Fee and Fund1

Sponsor: Maxwell

Ordinance amending the San Francisco Planning Code by amending Sections 420.1 through 420.5 to update the Visitacion Valley Community Facilities and Infrastructure Fee and Fund and to conform the program with other Area Plan fee programs; making conforming changes to Sections 401 (definitions) and 406 (waiver, reduction, or adjustment of development project requirements); and making findings, including environmental findings. ASSIGNED UNDER 30. DAY RULE to Land Use and Economic Development Committee.

#### 101248 [Appropriating \$85,000,000 of General Obligation Bonds for the Department of Public Works and the Public Utilities Commission for FY2010-2011] Sponsors: Mayor; Chiu

Ordinance appropriating \$85,000,000 of the 2010 Series 1 Earthquake Safety and Emergency Response General Obligation Bond proceeds including \$76,603,071 to the Department of Public Works, and \$8,396,929 to the Public Utilities Commission for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster for FY2010-2011, and placing these funds on Controller's Reserve pending the sale of the bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Resolutions

#### 101250 [Resolution to Establish (Renew) the 2500 Block of Mission Street Business Improvement District, to Now be Known as the Mission Miracle Mile Business Improvement District1

Sponsor: Campos

Resolution establishing a property-based Business Improvement District to now be known as the "Mission Miracle Mile Business Improvement District," by: (1) renewing the previously established 2500 Block of Mission Street Business Improvement District for a period of five years and six months; (2) approving the management district plan and engineer's report and boundaries map; (3) ordering the levy and collection of assessments against the property located in the Mission Miracle Mile Business Improvement District for five years, for FYs2010-2011 through 2014-2015 (each FY begins on July 1 and ends the following June 30), subject to conditions as specified; (4) approving services, improvements, and activities to be provided through December 31, 2015; and (5) making environmental findings. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 10/6/10.

# 101251 [Accept and Expend Grant - Recreation and Park Department - Youth Stewardship Program - \$165,000]

Sponsor: Maxwell

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a grant in the amount of \$165,000 to support the San Francisco Recreation and Park Department's Youth Stewardship Program for the period of October 1, 2010, through October 1, 2015. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101252 [Redevelopment Agency Budget]

Sponsor: Mayor

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011 by authorizing expenditures in an amount not to exceed \$520,743 for personnel positions associated with the implementation of the Candlestick Point - Hunters Point Shipyard Phase 2 Project. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101253 [Grant Application - Department of Public Health - Ryan White HIV Emergency Relief Program - \$36.118.233]

Sponsors: Mayor: Dufty

Resolution authorizing the San Francisco Department of Public Health to submit an application to continue to receive funding for the "HIV/AIDS Emergency Relief Grant Programs (Ryan White Programs, Part A)" Grant from the Health Resources Services Administration, requesting \$36,118,233 in HIV Emergency Relief Program funding for the San Francisco Eligible Metropolitan Area from March 1, 2011, through February 28, 2012. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101254 [Affirmation of Support of San Francisco's Bid for the 34th America's Cup and Endorsement of Host City]

Sponsors: Mayor, Chiu, Mirkarimi, Dufty, Alioto-Pier, Maxwell and Chu Resolution supporting the efforts of the City and the San Francisco America's Cup Organizing Committee to bring the 34th America's Cup to the San Francisco Bay and encouraging BMW Oracle Racing and the Golden Gate Yacht Club to select San Francisco as the official Host City for the 34th America's Cup in 2013 and endorsing the Term Sheet For Hosting the 34th America's Cup in San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101255 [Issuance of General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010) - Not to Exceed \$412,300,000]

Sponsors: Mayor; Chiu

Resolution providing for the issuance of not to exceed \$412,300,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010); authorizing the execution, authentication, and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof, providing for the appointment of depositories and other agents for said bonds, providing for the establishment of accounts related thereto; ratifying certain actions previously taken; adopting certain CEQA findings and determinations; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101256 [Sale of General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010) - Not to Exceed \$85,000,000]

Sponsors: Mayor; Chiu

Resolution authorizing and directing the sale of not to exceed \$85,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2010E (Tax-Exempt), and City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2010F (Federally Taxable Build America Bonds); prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; adopting certain CEQA findings and determinations; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101257 [Condemning the September 24, 2010, FBI Raids]

Sponsors: Mar; Daly

Resolution condemning the September 24, 2010, FBI raids on Trade Union, Anti-War, and Solidarity Activists. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING

#### Request for Hearing

101249 [Public Hearing - Resolution to Establish (Renew) the 2500 Block of Mission Street Business Improvement District, to Now be Known as the Mission Miracle Mile Business Improvement District!

Sponsor: Campos

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Business Improvement District to now be known as the "Mission Miracle Mile Business Improvement District," by: (1) renewing the previously established 2500 Block of Mission Street Business Improvement District for a period of five years and six months; (2) approving the management district plan and engineer's report and boundaries map; (3) ordering the levy and collection of assessments against the property located in the Mission Miracle Mile Business Improvement District for five years, for FYs2010-2011 through 2014-2015 (each FY begins on July 1 and ends the following June 30), subject to conditions as specified; (4) approving services, improvements, and activities to be provided through December 31, 2015; and (5) making environmental findings. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 10/5/10.

#### Introduced by the President at the Request of Departments

#### PROPOSED ORDINANCES

101216 [Mission Bay South - Fourth Street, Channel Street, and Third Street Public Infrastructure Improvements]

Ordinance accepting the Irrevocable Offers of property along portions of Channel Street and Third Street and the irrevocable offers of Improvements of public infrastructure improvements, including acquisition facilities on Channel Street, Fourth Street, and Third Street; dedicating such improvements for public use; declaring such areas as shown on Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 10.1.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,869; and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101217 [Mission Bay South - Blocks 10-10A Public Infrastructure Improvements]

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Blocks 10-10A including acquisition facilities on China Basin Street, Terry A. Francois Boulevard and Mission Bay Boulevard North; declaring City property as shown on official Department of Public Works maps as open public right-of-way; dedicating such improvements for public use and designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,870; and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101218 [Mission Bay South - Storm Water Pump Station No. 6 Public Infrastructure Improvements]

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay Storm Water Pump Station No. 6 including acquisition facilities located on and under Bayfront Park along Terry A. Francois Boulevard; accepting said facilities for City maintenance and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,871; and authorizing official acts in connection with this Ordinance. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101219 [Relocation Impact Study and Last Resort Housing Plan for Central Subway Project]

Ordinance approving the San Francisco Municipal Transportation Agency's Relocation Impact Study and Last Resort Housing Plan for the Central Subway Project. (Municipal Transportation Agency). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

### 101213 [Airline/Airport 2011 Lease and Use Agreement with various airlines]

Resolution approving six new Airline/Airport Lease and Use Agreements between the City and County of San Francisco and various airlines, effective July 1, 2011, to allow such Airlines to conduct domestic and international flight operations at San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101214 [Airline/Airport Lease and Use Agreement and Lease and Operating Agreement Modifications with Alaska Airlines, Inc. and Continental Airlines, Inc.] Resolution approving modifications to the terms of two Airline/Airport Lease and Use Agreements between the City and County of San Francisco and Alaska Airlines, Inc. and Continental Airlines, Inc. to allow such Airlines to modify the rental of Terminal Space. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101215 [Leases of Real Property]

Resolution authorizing the amendment of four existing leases (at 729 Filbert Street, 650 Fifth Street, 160 South Van Ness Avenue, and 109 New Montgomery Street) to reduce the rent and extend the lease term for the Department of Public Health, Human Services Agency, and the Department of Child Support Services. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Clerk to Act - September 28, 2010

### Requests Granted

From: Supervisor Chu & Avalos

To: SFMTA

Requesting/Inquiring: Requesting the SFMTA to provide information and statistics on the frequency and number of times the MTA has "short turned" MUNI LRV lines over the last two years. Pleas provide data specific to the west bound L Taraval and N Judah lines and outbound M Line. Please clarify MTA's policy of notification to MUNI riders of these disruptions, including plans to minimize impacts.

#### In Memoriam

Shirley Barisone – Supervisor Chu William J. Patterson – Supervisor Dufty Campbell Ross Ehrlich – Full Board Kathleen Cecil – Supervisors Avalos & Mar



### **Board of Supervisors**



City Hall

1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

### Legislation Introduced

Tuesday, October 5, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

### **Ordinances**

### 101268 [Waiver of Street Encroachment Inspection Fee for Golden Gate Transportation District]

Sponsor: Elsbernd

Ordinance waiving the Street Encroachment Permit Inspection Fee established through Public Works Code Section 2.1.1 for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101269 [Accept and Expend Grant - Department of Adult Probation - Probation Specialized Supervision Program and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$300,000]

Sponsor: Maxwell

Ordinance authorizing the Department of Adult Probation to retroactively accept and expend a grant in the amount of \$300,000 from the California Emergency Management Agency for Probation Specialized Supervision Program federally funded through the Violence Against Women Act and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of three (3) grant-funded positions (.75 FTE) in Class 444 Deputy Probation Officer, (.50 FTE) in Class 9920 Public Service Aide/Probation Aide, and (.50 FTE) in Class 9920 Public Service Aide/Probation Aide at the Department of Adult Probation. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

### 101270 [Accept and Expend Grant - Adult Probation Department - San Francisco Reentry Courts and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$500,0001

Sponsor: Mirkarimi

Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of \$500,000 from the Office of Justice Programs for funding under the Second Chance Act State, Local and Tribal Reentry Courts, and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of (4) four grant funded positions; (20 FTE) in Class 8138 Court Reporter at the Adult Probation Department, (20 FTE) in Class 8131 Court Clerk at the Adult Probation Department, (40 FTE) in Class 8177 Attorney at the Office of the Public Defender (PDR) and (.75 FTE) in Class 2912 Sr. Social Worker at the Department of Public Health. RECEIVED AND ASSIGNED to Buddet and Finance Committee.

# 101271 [Appropriating \$9,035,065 of Certificate of Participation Expenses for Capital Improvement Projects in the Department of Public Works and Mayor's Office on Disability for FY2010-2011]

Sponsor: Mayor

Ordinance appropriating \$9,035,065 of Certificate of Participation Series 2011A Delivery Date Expenses to fund multiple Capital Improvement Projects in the Department of Public Works and Mayor's Office on Disability in the General Services Agency - Office of the City Administrator for FY2010-2011 and placing these funds on Controller's reserve pending issuance of the Certificates of Participation. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101272 [Conflict of Interest Code Amendments]

Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending Sections 3.1-107, 3.1-140, 3.1-150, 3.1-155, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-240, 3.1-245, 3.1-250, 3.1-251, 3.1-267, 3.1-275, 3.1-312, 3.1-315, 3.1-320, 3.1-325, 3.1-355, 3.1-362, 3.1-365, 3.1-390, 3.1-422, 3.1-445, 3.1-450 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure categories and deleting Section 3.1-235 to reflect the current composition of City departments. (Clerk of the Board). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### Resolutions

### 101273 [Accept and Expend Grant - Department of Public Library - Staff Education Program - \$10.512]

Sponsor: Chu

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$10,512 from the California State Library as part of the Federal Library Services and Technology Act for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101274 [Accept and Expend Grant - Arts Commission - Koret Foundation for ArtCare Program - \$15,000]

Sponsor: Dufty

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$15,000 from the Koret Foundation for general operating support of the ArtCare program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101275 [Accept and Expend Grant - Department of Public Works - Illegal Dumping Abatement Project - Not to Exceed \$350,000]

Sponsor: Maxwell

Resolution authorizing the Director of the Department of Public Works to apply, accept and expend a grant in the amount of up to but not to exceed \$350,000 from the Solid Waste Disposal Clean-up Site Trust Fund for clean-up of illegal dumping sites in San Francisco. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101276 [Preventing Bullying and Suicide of Lesbian, Gay, Bisexual, Transgender and Question (LGBTQ) Youth]

Sponsors: Campos; Dufty and Alioto-Pier

Resolution affirming the importance of maintaining a safety net for LGBTQ youth, and encourging schools, colleges, and universities to prevent bullying and raise awareness about LGBTQ suicide prevention services. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101278 [Proclaiming November 5, 2010, as Angels in America Day]

Sponsors: Dufty: Campos

Resolution proclaiming November 5, 2010, as Angels in America Day in San Francisco to recognize the tremendous worldwide impact Tony Kushner's play has had since it first premiered at San Francisco's Eureka Theater in 1991. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101279 [Accept and Expend Grant - Arts Commission - Tulsa Community Foundation for ArtCare Program - \$5.000]

Sponsor: Dufty

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$5,000 from the Tulsa Community Foundation for general operating support of the ArtCare program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101280 [Supporting Greenhouse Gas Reduction Targets]

Sponsor: Mar

Resolution supporting the California Air Resources Board's leadership in developing and implementing strategies for meeting California's greenhouse gas reduction targets, and in promoting emission reductions from motor vehicles. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101281 [Issuance and Sale of Revenue Bonds - 2235-3rd Street Apartments - Not to Exceed \$60,000,000]

Sponsor: Maxwell

Resolution approving the issuance and sale of tax-exempt bonds by the Association of Bay Area Governments Finance Authority For Nonprofit Corporations in an aggregate principal amount not to exceed \$60,000,000 for financing the acquisition, construction and rehabilitation of 2235-3rd Street Apartments, subject to the policies for such approvals adopted by the Board of Supervisors. REFERRED FOR ADD/TION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101282 [Accept and Expend Grant - Arts Commission - The ARTery Project - \$250,000] Sponsors: Mayor, Dufty

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$250,000 from the National Endowment for the Arts for the Mid Market Cultural District Partnership, now called The ARTery Project. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Requests for Hearing

101283 [San Francisco Public Utilities Commission's Community Benefits Program]

Sponsor: Maxwell

Hearing on the status of the San Francisco Public Utilities Commission's Community Benefits Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101284 [Review of Fiscal Impacts of Hosting the America's Cup]
Sponsor: Mirkarimi

Hearing before the Budget and Finance Committee to review the fiscal feasibility and responsibility, including analysis from the Budget Analyst, of the City hosting the America's Cup Regatta under the conditions contemplated and set forth in the "Term Sheet" to fully understand and define the City's expectations for both the short term and long term benefits that would accrue to the City for the purposes of negotiating a formal Host City Agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Motions

101277 [Waiver Permitting City Employees to Assist the Department of Elections with the November 2, 2010, Consolidated General Election]

Sponsor: Chiu

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 2, 2010, Consolidated General Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101285 [Confirming the Reappointment of Edwin Lee as City Administrator]

Sponsor: Mayor

Motion confirming the reappointment of Edwin Lee to a five-year term as City Administrator under Charter Section 3.104. RECEIVED AND ASSIGNED to Rules Committee.

### Introduced by the President at the Request of Departments

### PROPOSED ORDINANCES

101229 [Planning Code - Landmark Designation of 1890 Chestnut Street (Marina Branch Library)]

Ordinance designating 1890 Chestnut Street (Marina Branch Library), Lot No. 001 in Assessor's Block No. 0469, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code Section 101.1 and environmental findings. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101230 [Planning Code - Landmark Designation of 2000 Mason Street (North Beach Branch Library)]

Ordinance designating 2000 Mason Street (North Beach Branch Library), Lot No. 001 in Assessor's Block No. 0074, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code Section 101.1 and environmental findings. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101231 [Settlement of Lawsuit - Galliera, Inc. dba Trico Construction - \$700,000]

Ordinance authorizing settlement of the lawsuit filed by Galliera, Inc. dba Trico Construction against the City and County of San Francisco for \$700,000; the lawsuit was filed on December 29, 2008, in San Francisco Superior Court, Case No. CGC-08-483555, entitled Galliera, Inc. dba Trico Construction v. City and County of San Francisco, et al.; other material terms of the settlement are: (1) the settlement includes the consolidated action Cal Centurian Construction, Inc. dba RWR Construction v. Galliera, Inc. dba Trico Construction, et al., San Francisco Superior Court, Case No. CGC-09-485484, (2) the settlement includes all cross-complaints, (3) mutual releases except for warranties, guarantees, latent defects, and personal injury, (4) dismissal of all complaints and cross-complaints with prejudice, and (5) each party to bear its own attorneys fees and costs. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### 101232 [Settlement of Lawsuit - Jeri D. Sessler - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Jeri D. Sessler against the City and County of San Francisco for \$75,000; the lawsuit was filed on June 3, 2009, in San Francisco Superior Court, Case No. CGC-09-488998; entitled Jeri D. Sessler, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### PROPOSED RESOLUTIONS

### 101222 [Settlement of Unlitigated Claim - Lily Martene Baxter - \$45,000]

Resolution approving the settlement of the unlitigated claim filed by Lily Martene Baxter against the City and County of San Francisco for \$45,000, claim was filed on February 10, 2010. (City Attorney), RECEIVED AND ASSIGNED to Rules Committee.

### 101223 [Settlement of Unlitigated Claim - Adam Feibelman - \$55,000]

Resolution approving the settlement of the unlitigated claim filed by Adam Feibelman against the City and County of San Francisco for \$55,000; claim was filed on February 10, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### 101224 [Settlement of Unlitigated Claim - McLarens Young International - \$70,000]

Resolution approving the settlement of the unlitigated claim filed by McLarens Young International against the City and County of San Francisco for \$70,000; claim was filed on May 25, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### 101225 [Approving Landfill Disposal and Facilitation Agreements - Department of the Environment - Recology San Francisco]

Resolution approving a ten-year Landfill Disposal Agreement and Facilitation Agreement with Recology San Francisco under Charter Section 9.118. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101227 [Street Artist Spaces - 17th Street at Castro and Market Streets]

Resolution approving continued designation of eight (8) former temporary selling spaces in "mini-plaza" on 17th Street at Castro and Market Streets for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulation of Police Code Section 2405(c)(11) relating to distance between street artists. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101228 [Contract Modification - Human Services Agency - Hamilton Family Center - \$180,000]

Resolution concurring with the Human Services Agency's Declaration of Emergency to modify the contract between the City and County of San Francisco and Hamilton Family Center to provide emergency elevator repairs for the family shelter in the amount of \$180,000. (Human Services Department), RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101233 [Settlement of Unlitigated Claim - Danielle J. Rinsler - \$215,000]

Resolution approving the settlement of the unlitigated claim filed by Danielle J. Rinsler against the City and County of San Francisco for \$215,000; Government Code Claim was filed on November 24, 2009, (Govt. Claim No. 10-01422) and California Department of Fair Employment & Housing charge was filed on January 11, 2010, (Charge No. E200910A0S51-rsc), (City Attomey). RECEIVED AND ASSIGNED to Rules Committee.

#### 101258 [Functional Classification Change for Local Streets]

Resolution approving the Department of Public Works recommended changes to the Functional Classification of local streets and roads and directing the Department to submit this resolution to the State of California, Department of Transportation. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### Clerk to Act - October 5, 2010

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

998 Oak, on side of building, Scott street side

815 Fell

1170 Fell

890 Page, on Scott street side

798 Haight

208 Scott

250 Scott

1668 Haight

500 Divisadero, on the Fell street side

1151 Fell

949 Fell

350 Laguna

457 Haight

533 Haight

446 Haight

673 Haight

681 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Can

Northeast corner Grove and Webster Northeast corner Hayes and Fillmore Southeast corner Fell and Fillmore Southwest corner Lyon and Haight

#### Mailbox

In front of the DMV, Fell street side Southeast corner Oak and Fillmore Southwest Fillmore and Hermann

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Metal Pole

In front of 973 Haight In front of 943 Haight

Northeast corner Webster and McAllister Northeast corner Masonic and Waller Southwest corner Broderick and Haight Southeast corner Lyon and Haight Across the street from 937 Buena Vista East Across the street from 1216 Haight Across the street from 1250 Haight

Wood Pole

East of 530 Grove

Northwest corner lvy and Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

#### **Utility Boxes**

Northeast corner Buchanan and Fell Northeast corner Linden and Buchanan Northeast corner Oak and Buchanan Northeast corner Masonic and Waller Southeast corner Fell and Fillmore

### **Bus Shelter**

Northeast and Southwest corners Laguna and McAllister Southwest corner Divisadero and Haight Southwest corner Grove and Gough Southwest corner Buena Vista East and Haight Southwest corner Buchanan and Haight

Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti)

### From: Supervisor Mirkarimi

To: City Attorney

To: Director, Department of Building Inspection

To: Director, Department of Real Estate

To: Director, Municipal Transportation Agency

To: Director, Office of Economic and Workforce Development

To: Director, Recreation and Parks
To: Director, Redevelopment Agency

Requesting/Inquiring: Requesting the following City agencies identify staff contacts for the purpose of participating in a Japantown City Agency Work Group to coordinate efforts between the City, consultants and the community on the Planning Department's Japantown Better Neighborhoods Plan.

From: Supervisor Chiu To: City Attorney

Requesting/Inquiring: Requesting the City attorney to draft legislation restricting the use of amplified sound systems on open-air sightseeing buses in San Francisco.

### In Memoriams

Tyler Clementi - Entire Board Rod Billings - Supervisor Dufty

### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

### Legislation Introduced

Tuesday, October 19, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

OCT 2 2 2010

### **Ordinances**

SAN FRANCISCO PUBLIC LIBRARY

### 101308 [Health Code Amendment - Assisted Mental Health Pilot Project]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Health Code by adding Section 114.1 and Section 114.2 to require that the Health Department and Department of Aging and Adult Services adopt a pilot project to provide further care for mentally ill community members. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

### 101309 [Planning Code Amendments - Upper Fillmore Neighborhood Commercial District]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Planning Code by amending Section 718.1 and Sections 718.42, 718.44, and 718.69A of the Zoning Control Table to allow new full-service restaurants, small self-service restaurants, and self-service specialty food establishments with conditional use authorization and to amend Section 718.41 and add a specific provision for full-service restaurants to allow a bar in conjunction with a full-service restaurant with conditional use authorization; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 101310 [Public Works Code Amendments - Regulation of Freestanding Newsracks and Fixed Pedestal Newsracks]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Public Works Code by amending Sections 184.2, 184.6, 184.8, and 184.12 thereof, relating to newsracks, to provide for; (1) the use of electronic mail for notices of violations; (2) removal of abandoned newsracks or newsracks maintained in violation of the Public Works Code within 5 business days of notice of violation sent by electronic mail; (3) imposition of administrative fines for violations; (4) consolidation and/or reduction in size of fixed pedestal newsracks at under-used locations; (5) allocation of space in newsrack boxes on a first-come-first-served basis under certain circumstances; and (6) reduction of the fixed pedestal permit fee from \$60 to \$50. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

### 101311 [Administrative Code Amendment - San Francisco Local Hiring Policy for Construction]

Sponsor: Avalos

Ordinance amending the San Francico Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Subsection 6.22(G) to: 1) establish a local hiring policy for City public work or improvement projects requiring contractors and their subcontractors to perform certain percentages of project work hours using San Francisco residents and disadvantaged San Francisco residents; 2) making findings in support of the policy; 3) providing incentives for contractors and subcontractors who exceed local hiring requirements; 4) mandating assessment of liquidated damages against contractors and subcontractors who fail to meet minimum local hiring requirements; and 5) establishing monitoring, enforcement, and administrative procedures in support of the policy. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 101312 [Administrative Code Amendment - Creating Police Department Modernization and Training Fund]

Sponsor: Chu

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-171 to create the Police Department Modernization and Training Fund and to authorize the Police Department to accept gifts of cash, equipment, property, and services for specified purposes. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

### 101313 [Zoning Map and Planning Code Amendments - Bayshore Boulevard Home Improvement Special Use District]

Sponsor: Maxwell

Ordinance amending the San Francisco Planning Code by adding Section 249.65 to establish the Bayshore Boulevard Home improvement Special Use District for the properties on lots fronting Bayshore Boulevard from Jerrold Avenue to the 1-280 Freeway, New Everside of Loomis Street from Jerrold Avenue to the 1-280 Freeway, Oakdale Avenue from Loomis Street to Bayshore Boulevard, Marengo Street from Bayshore Boulevard to Waterloo Street and the west side of Boutwell Street from Industrial Street to the 1-280 Freeway, and also including some lots on Cortland Avenue; amending the Zoning Map of the City and County of San Francisco to rezone the designated blocks and lots from the current M-1 and P/M-1 zoning to PDR-2, P/PDR-2 and the Bayshore Boulevard Home Improvement Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### 101098 [Administrative Code Amendments - Electronic Distribution of Multi-Page Documents]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments. SUBSTITUTED AND ASSIGNED to Rules Committee

### 100761 [Environment Code Amendments - Restrictions on Pesticide Use]

Sponsors: Mayor: Alioto-Pier

Ordinance amending the San Francisco Environment Code by amending Sections 300, 301, 302, 303, 304, 305, 306, and 308, adding Section 310, and repealing Section 307, all to strengthen restrictions on the use of pesticides on City property, and making environmental findings. SUBSTITUTED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### Resolutions

### 101314 [Accept and Expend Grant - Department of Public Health - Environmental Assessment Heat Wave and Air Quality Project - \$106,526]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the Centers for Disease Control and Prevention in the amount of \$106,526 to fund the Environmental Health Assessment of Vulnerability to Heat Wave and Air Quality Project for the period September 1, 2010, through August 30, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101315 [Accept and Expend Grant - Department of Public Health - 2010 County Coverage Expansion Planning Project - \$225,000]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$225,000 from the Blue Shield of California Foundation to fund the 2010 County Coverage Expansion Planning Project for the period of September 1, 2010, through August 31, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101316 [Board Review and Approval of 2010 United States Department of Housing and Urban Development Continuum of Care Programs Application] Sponsor: Mavor

Resolution approving the City and County of San Francisco 2010 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Programs and furfilling the San Francisco Board of Supervisors' review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101317 [Accept and Expend Grant - Department of the District Attorney - San Francisco Re-entry Center Program - \$750,000]

Sponsor: Chiu

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$750,000 through the United States Department of Justice, Bureau of Justice Assistance, for a program entitled "San Francisco Re-entry Center" for the grant period of October 1, 2010, through March 31, 2012. RECEIVED AND ASSIGNED to Public Safety Committee.

### 101318 [Resolution of Intention to Form the Civic Center Community Benefit District] Sponsor: Mayor

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Civic Center Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report and proposed boundaries map for the district; (3) ordering and estting a time and place for a public hearing thereon; (4) approving the form of the Notice of Public Hearing and Assessment Ballots; and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101319 [Encouraging of a Goal of 20% of Trips by Bicycle by 2020]

Sponsors: Chiu: Duftv. Mirkarimi and Maxwell

Resolution encouraging departments and agencies of the City and County of San Francisco to adopt a goal of 20% of trips by bicycle by 2020. REFERRED FOR ADDPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD METING

### 101320 [Parkside Branch Library Reopening]

Sponsor: Chu

Resolution recognizing the Grand Reopening of the Parkside Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101321 [Issuance and Sale of Revenue Bonds - Crescent Manor - 467 Turk Street] Sponsor: Daly

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principle amount not to exceed \$11,000,000 for financing the acquisition, construction, and rehabilitation of Crescent Manor - 467 Turk Street, subject to the policies for such approvals adopted by the Board of Supervisors. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROADD MEFTING

### 101322 [Accept and Expend Grant - PSI/Myanmar Collaborative Impact Study Planning - \$7,993]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$7,993 from the University of California San Francisco (UCSF), to participate in a program entitled 'PSI/Myanmar Collaborative Impact Study Planning" for the period of May 1, 2010, through June 29, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101323 [Accept and Expend Grant - Tanzania Support President's Emergency AIDS Plan - \$27,062]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$27,062 from the University of California San Francisco (UCSF), to participate in a program entitled "Tanzania UCSF Technical Assistance to Support the President's Emergency Plan for AIDS" for the period of April 1, 2010, through September 29, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD METING

### 101328 [Urging the Governor of California to Reinstate Stage 3 Child Care Funding] Sponsors: Mar. Chiu

Resolution urging the Governor of California to reinstate Stage 3 child care funding of \$256,000,000 to protect 1,214 children in San Francisco and 81,000 children in California and to save thousands of jobs and urge the First 5 Commission to provide bridge funding until December 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

### 101324 [Ongoing Budget Updates]

Sponsor: Avalos

Hearing to consider various updates and presentations regarding the City budget. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101325 [San Francisco Local Hiring Policy for Construction]

Sponsor: Avalos

Informational hearing on the San Francisco Local Hiring Policy for construction and related matters. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101326 [Tax Increment Financing Inquiry]

Sponsor: Chu

Hearing requesting for the Office of Economic and Workforce Development and Controller's Office to provide: 1) a summary of existing use of tax increment financing in San Francisco; 2) the dollar value of these increments; and 3) an accounting of uses for tax increment funds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101327 [Alemany Farmers' Market Performance Audit]

Sponsor: Maxwell

Hearing on the findings and recommendations of the Performance Audit of the Alemany Farmers' Market, conducted by the Budget and Legislative Analyst Office. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### Introduced by the President at the Request of a Department

### PROPOSED ORDINANCES

### 101288 [Settlement of Lawsuit - Cheryl Austin - \$268,452]

Ordinance authorizing settlement of the lawsuit filed by Cheryl Austin against the City and County of San Francisco for \$268,452, inclusive of attorneys' fees and costs; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC 10-498110; entitled Cheryl Austin v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### 101289 [Settlement of Lawsuit - Nyree Monroe - Up to \$31,000]

Ordinance authorizing settlement of the lawsuit filed by Nyree Monroe against the City and County of San Francisco for up to \$31,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC 10-498109; entitled Nyree Monroe v. City and County of San Francisco; other material terms of said settlement are reinstatement. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 101290 [Settlement of Lawsuit - Edward Kriete - \$575,000]

Ordinance authorizing settlement of the lawsuit filed by Edward Kriete against the City and County of San Francisco for \$575,000; the lawsuit was filed on April 17, 2009, in the San Francisco Superior Court, Case No. CGC 09-487483, entitled Edward Kriete v. City and County of San Francisco. (City Attorney), RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTIONS

### 101291 [Endorsement of Term Sheet - Port Commission - Seawall Lot 351/8 Washington Project at Washington/The Embarcadero]

Resolution endorsing the proposed Seawall Lot 351/8 Washington Project at Washington/The Embarcadero Term Sheet between San Francisco Waterfront Partners II, LLC, and the San Francisco Port Commission. (Port). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101294 [Airport Professional Services Agreement - Curbside Management Program - Not to Exceed \$26,000,0001

Resolution approving the Professional Services Agreement, Airport Contract 8994 - to Manage and Staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$26,000,000, pursuant to San Francisco Charter Section 9.118(b). (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101298 [Gift Acceptance - Police Department - Two Automobiles from KKI Productions - \$31,239.30]

Resolution authorizing the San Francisco Police Department to accept as gifts from KKI Productions a 2007 Honda Accord with mileage of 33,681 valued at \$15,571.44 and a 2008 Toyota Corolla S-Type with mileage of 32,518 valued at \$15,667.86. These automobiles will be placed into the general fleet of vehicles assigned to the San Francisco Police Department. RECEIVED AND ASSIGNED to City Operations and Neinbhorhood Services Committee.

#### Clerk to Act - October 19, 2010

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

Hayes Valley Playground, Hayes & Buchanan on side of wall, Hayes street side

555 Linden Alley

545 Linden Alley

546 Haight

418 Haight

798 Haight, also on side of Scott Street

507 Divisadero

796 Haight 684 Haight

1668 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

#### Garbage Can

Northeast corner of Page & Stanyan

#### Mailbox

Southeast corner of Oak and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Metal Poles

In front of 443 Haight

In front of 242 Fillmore

In front of 448 Fillmore

Southwest corner of Ashbury & Haight

Southwest corner of Grove & Gough

Southwest corner of Hayes & Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

#### Utility Boxes

Northeast corner of Laguna & Fulton Southeast corner of Fell & Pierce Bus Shelters
Northeast corner of Laguna & McAllister
Northeast corner of Oak& Fillmore
Southwest corner of Haight & Pierce
Southeast corner of Divisadero & Haight
Southwest corner of Buchanan & Haight

Fillmore & Haight (all 4 bus stops, graffiti and grime, canopies have graffiti)

### **Emergency Box**

Northeast corner of Haight & Fillmore

### In Memoriams

Gladys L. Jones Joubert – Entire Board
Derek Allen – Supervisor Mar
Elaine McKenna - Supervisor Elsbernd
Marzieh nee Ashraf os-Sadat Mortezai – Supervisor Mirkarimi
Nick Zlatunich – Supervisor Chu
Lauren Marie Nelson – Supervisor Alioto-Pier
Pauline Rueda – Supervisors Dufty & Avalos
Patricia Potter – Supervisor Dufty
Matthew Douglas Goodin – Supervisor Dufty
Alvin Cheim Cohen – Supervisor Dufty
Henry G. Pengel – Supervisors Dufty & Elsbernd



### **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

### Legislation Introduced

Tuesday, October 26, 2010

26/10

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or Mayor

#### Ordinances

### 101349 [Administrative Code - DNA Testing in Sexual Assault Cases]

Sponsor: Alioto-Pier

Ordinance implementing the California "Sexual Assault Victims' Bill of Rights" by amending the San Francisco Administrative Code to: (1) add Section 2A.89 to require the Police Department to develop and implement procedures to collect and test DNA samples in sexual assault cases and provide information and notices to victims, require the Controller to evaluate DNA testing in sexual assault cases annually as part of the budget process, and make it the policy of the City and County of San Francisco to appropriate sufficient funds each fiscal year to ensure timely testing of DNA evidence in sexual assault cases; and (2) add Section 10.100-172 to establish the Police DNA Testing in Sexual Assault Cases Fund. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

### 101350 [Planning Code - Zoning - Parking in South of Market and Mission Bay] Sponsor: Daly

Ordinance amending the San Francisco Planning Code by amending Sections 151, 151, 155, 161, 249.1, 249.23, and Part VII of Article 9 (1) to remove minimum parking requirements and establish maximum parking limits in M-1, C-M, and South of Market districts and the Folsom and Main Residential/Commercial and Fourth and Freelon Streets Special Use Districts to make them consistent with those of neighboring districts, (2) to require that non-residential and non-hotel parking in C-3 in the South of Market Mixed Use districts adjacent to Downtown maintain a fee structure which discourages long-term commuter parking, (3) to make parking controls in the Mission Bay Districts that are subject to the Planning Code consistent with requirements of neighboring districts; and (4) adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

GOVERNMENT DOCUMENTS DEPT

OCT 29 2010

### 101351 [Planning Code - Zoning - Temporary Uses and Mobile Food Facilities] Sponsor: Dufty

Ordinance amending the San Francisco Planning Code by adding Section 102.31 to define a Mobile Food Facility, amending Section 205 and adding Section 205.4 to establish a new category of temporary uses, and amending Sections 212, 790.91, 790.93 and 890.90 to clarify that Mobile Food Facilities need not be conducted within enclosed buildings; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101352 [Various Codes - Mobile Food Facilities - Department of Public Works Permitting Authority]

Sponsor: Dufty

Ordinance amending the San Francisco Police Code and San Francisco Public Works Code by repealing Articles 17.2 (Regulations for Mobile Caterers: Permit and License Provisions) and 17.3 (Permit Regulations for Pushcart Peddlers), transferring the regulations to a new Article 5.8 of the Public Works Code commencing with Section 184.80, redefining Mobile Caterers and Pushcart Peddlers as Mobile Food Facilities; making other amendments to implement the transfer, including new fee and penalty provisions and new notice and hearing procedures; amending Sections 440 and 451 of the San Francisco Health Code and repealing Section 249, amending Section 249, 1, and adding Section 249, 23 to the San Francisco Business and Tax Regulations Code to update definitions and add annual fees and plan check fees for Mobile Food Facilities; and adopting environmental findings. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101098 [Administrative Code - Electronic Distribution of Multi-Page Documents] Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments. SUBSTITUTED AND ASSIGNED to Rules Committee.

### Resolutions

### 101355 [Resolution to Establish the Ocean Avenue Community Benefits District] Sponsor: Avalos

Resolution establishing a property-based business improvement district to be known as the "Ocean Avenue Community Benefits District," ordering the levy and collection of assessments against property located in that district for fifteen years commencing with FY2010-2011, subject to conditions as specified, and making environmental findings. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 11/16/10.

### 101356 [Assessment Ballots for City-Owned Parcels for Proposed Ocean Avenue Community Benefits District]

Sponsor: Avalos

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of two parcels and part of a third parcel of real property over which the Board of Supervisors has jurisdiction, where those two parcels and the partial parcel would be subject to assessment in the proposed property and business improvement district to be named the Ocean Avenue Community Benefits District. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101357 [Settlement of Unlitigated Claims - Skyline Stables Corporation - \$650,000] Sponsor: Avalos

Resolution approving the settlement of the unlitigated claims by and between Skyline Stables Corporation (Skyline) and City and County of San Francisco, related to the lease between Skyline and the San Francisco Public Utilities Commission (SFPUC) of a portion of the SFPUC Harry Tracy Water Treatment Plant (HTWTP) site in San Mateo County, the SFPUC approval of the HTWTP Long Term Improvement Project to improve water service reliability and seismic stability of the HTWTP, the SFPUC termination of Skyline's lease and Skyline's vacation of the lease premises, and SFPUC's offer to acquire the leasehold interest, calling for SFPUC to pay \$650,000 to Skyline, and including other material terms and conditions in a settlement and release agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101358 [Annual Reports - Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District] Sponsor: Chiu

Resolution approving annual reports to the City for Fisherman's Wharf Community Benefit District and for Fisherman's Wharf Portside Community Benefit District, receiving and approving the Districts' Annual Reports for FYs 2006-2007, 2007-2008, and 2008-2009, as submitted pursuant to Section 36650 of the Business Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the Districts' management contracts with the City. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 101359 [Annual Report - Greater Union Square Business Improvement District and Modifying Management District Plan]

Sponsor: Chiu

Resolution regarding Greater Union Square Business Improvement District, receiving and approving the District's Annual Report for FY2009-2010 as submitted pursuant to Section 36650 of the Property and Business Improvement District Law of 1994 (California Streets and Highways Code §\$36600 et seq.) and Section 3.4 of the District's Management Agreement with the City, which includes the District's proposed budget for FY2010-2011; modifying the Management District Plan in accordance with the Annual Report; conforming the Management Agreement to changes in the Management District Plan. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 101360 [Accept and Expend Grant - HIV Testing Disproportionately Affected Populations - \$877,273]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$877,273 from the Centers for Disease Control to fund the project Expanded HIV Testing for Disproportionately Affected Populations for the period of September 30, 2010, through September 29, 2011, waiving indirect costs. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101361 [Annual Reports - Noe Valley Community Benefit District] Sponsor: Dufty

Resolution regarding Noe Valley Community Benefit District annual reports to the City, receiving and approving the District's annual reports for District FYs 2006-2007, 2007-2008, and 2008-2009, as submitted pursuant to Section 36650 of the Business Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the District's management contract with the City. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 101362 [Accept and Expend Gift - Joseph Lee Recreation Center - \$162,063]

Sponsor: Maxwell

Resolution authorizing the Recreation and Park Department to accept and expend a gift from the John and Lisa Pritzker Family Fund for \$54,021 annually for FYs 2010-11, 2011-12, and 2012-13, for a total of \$162,063, for general operating support of Joseph Lee Recreation Center. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101363 [Accept and Expend Grant - No Violence Alliance One Family Reentry Initiative - \$300.000]

Sponsor: Mayor

Resolution authorizing the Sheriff's Department to retroactively apply for, accept, and expend \$300,000 in funds from the Bureau of Justice Assistance, through the Second Chance Act Prisoner Reentry Initiative; the No Violence Alliance One Family Reentry Initiative (NoVA-OFRI) will provide a comprehensive, family-focused continuum from in-custody to post-release for sentenced probationers incarcerated in the San Francisco County Jail with a history of substance abuse and minor children. RECEIVED AND ASSIGNED to Public Safety Committee

### 101364 [Accept and Expend Grant - FY2010 Forensic DNA Backlog Reduction Program - \$320,274]

Sponsor: Mayor

Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant totaling \$320,274 from the U.S. Department of Justice/ National Institute of Justice for the FY2010 Forensic DNA Backlog Reduction Program. RECEIVED AND ASSIGNED to Public Safety Committee.

### 101365 [Accept and Expend Grant - The Keystone Project - \$599,298]

Sponsor: Mayor

Resolution authorizing the Sheriff's Department to retroactively apply for, accept, and expend \$599,298 in funds from the Bureau of Justice Assistance, through the Second Chance Act Prisoner Reentry Initiative; the Keystone Project will strive to increase public safety and reduce recidivism among offenders with co-occurring disorders in the City and County of San Francisco, and waiving any indirect costs. RECEIVED AND ASSIGNED to Public Safety Committee.

### 101366 [Accept and Expend Grant - FY2010 Technology Program Gunshot Location System - \$750,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Police Department to retroactively accept and expend a \$750,000 grant from the U.S. Department of Justice/Office of Community Oriented Policing FY2010 Technology Program for a Gunshot Location System. RECEIVED AND ASSIGNED to Public Safety Committee.

#### 101367 [Accept and Expend Gift - Gene Friend Recreation Center - \$100,000] Sponsor: Daly

Resolution authorizing the Recreation and Park Department to accept and expend a gift of \$100,000 from the San Francisco Parks Trust, on behalf of the Friend Family Foundation, for the renovation of the Gene Friend Recreation Center. (Recreation and Park Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101368 [Accept and Expend Gift - Music Concourse Trees - \$30,000]

Sponsor: Mar

Resolution authorizing the Recreation and Park Department to accept and expend a gift of \$30,000 from the San Francisco Parks Trust on behalf of Chase Freedom for the purchase, planting, and care of approximately 40 London Plane trees in Golden Gate Park's Music Concourse. (Recreation and Park Department). REFERRED FOR ADOPTION WITHOUT COMMITTER REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Motion

### 101353 [Committee of the Whole - Public Hearing to Establish the Ocean Avenue Community Benefits District]

Sponsor: Avalos

Motion directing the Board of Supervisors to hold a public hearing on November 16, 2010, with the Board sitting as a Committee of the Whole, to consider adopting a Resolution to Establish the Ocean Avenue Community Benefits District. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

### 101354 [Public Hearing - Resolution to Establish the Ocean Avenue Community Benefits District]

Sponsor: Avalos

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based business improvement district to be known as the "Ocean Avenue Community Benefits District," ordering the levy and collection of assessments against property located in that district for fifteen years commencing with FY2010-2011, subject to conditions as specified, and making environmental findings. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 11/16/ID.

### 101369 [Hearing - Childcare and Early Child Education Audit]

Sponsor: Alioto-Pier

Hearing to consider the findings of the Budget and Legislative Anlayst's audit of the City's childcare and early child education programs. The hearing will address recommendations of the audit, and consider responses from the Department of Children, Youth and Their Families, Human Services Agency, Children and Families First Commission, and Department of Public Health. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101370 [Hearing - Parking Meter Rates and Penalties]

Sponsor: Alioto-Pier

Hearing to consider the report of the Budget and Legislative Analyst analyzing the parking meters rates and penalties and exploring whether the San Francisco Municipal Transportation Agency would be willing to reduce or cap these rates and penalties to provide relief to working San Franciscans. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101371 [Hearing - San Francisco Unified School District's New Student Assignment System]

Sponsor: Dufty

Hearing to consider the San Francisco Unified School District's: 1) new student assignment system; 2) the potential impact on the transportation system; and 3) how the City and District are collaborating to optimize the transportation options for our children and youth. RECEIVED AND ASSIGNED to City and School District Select Committee.

### 101372 [Hearing - City Services Auditor's Audit on Public Utilities Commission] Sponsor: Mar

Hearing on the Controller's Office recent City Services Auditor's audit on the San Francisco Public Utilities Commission. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 101373 [Hearing - City Services Auditor's Audit on Police Department] Sponsor: Mar

Hearing on the Controller's Office recent City Services Auditor's audit on the San Francisco Police Department. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### Introduced by the President at the Request of a Department

### PROPOSED RESOLUTIONS

### 101301 [Approval of Contract - AnsaldoBreda, Inc. - Repair of Damaged LRVs - Not to Exceed \$32.854.6221

Resolution approving Contract No. CPT 626.02, repair of demaged light rail vehicles, between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and AnsaldoBreda, Inc., to rebuild up to seven damaged light rail vehicles, in an amount not to exceed \$32,854.622, and for a term not to exceed six years, with expenditures limited to \$13,000,000 pending certification of additional funding. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101302 [Harry Tracy Water Treatment Plant Improvements Project Findings]

Resolution adopting findings under the California Environmental Quality Act (ČEQA), including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Harry Tracy Water Treatment Plant Long-Term Improvements Project No. CUW36701, part of the Water System Improvement Program, for the improvements to the regional water supply system and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101304 [Crystal Springs Pipeline Number Two Replacement Project Findings]

Resolution adopting findings under the California Environmental Quality Act (CEQA), including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Crystal Springs Pipeline Number 2 Replacement Project No. CUW37801, part of the Water System Improvement Program for the improvements to the regional water supply system and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101305 [Lower Crystal Springs Dam Improvements Project Findings]

Resolution adopting findings under the California Environmental Quality Act (CECA), including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Lower Crystal Springs Dam Improvements Project No. CUW35401, including the Mitigation Habitat Actions at ten sites mostly in San Mateo County and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### 101306 [Purchase Agreement - Permanent Access Road Easement - Stanislaus County - \$5001

Resolution approving and authorizing an agreement for the purchase of a permanent access road easement totaling 751 square feet over a portion of Assessor's Parcel Numbers 016-002-011 and 016-002-012 located in Stanislaus County, required for the San Joaquin Pipeline System Project No. CUW37301 (the Project) for a purchase price of \$500; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101307 [Purchase Agreement - Permanent Access Road Easement - Stanislaus County - \$2,500]

Resolution approving and authorizing an agreement for the purchase of a permanent access road easement totaling 398 square feet over a portion of Assessor's Parcel Number 016-002-048 located in Stanislaus County, required for the San Joaquin Pipeline System Project No. CUW37301 (the Project) for a purchase price of \$2,500; adopting findings under the California Environmental Qualify Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Clerk to Act - October 26, 2010

Board Minutes for September 14, 2010 and September 21, 2010 approved.

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

#### **Utility Boxes**

Northeast corner of Eddy and Fillmore South of 940 Fillmore Across the street from 235 Buchanan Northeast corner of Linden and Buchanan Southwest corner of Central and Fulton

### Bus Shelter Northeast corner of Eddy and Fillmore

Northeast corner of Hayes and Fulton Southwest corner of Pierce and Haight Southeast corner of Buchanan and Haight Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti also canopies have graffiti)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Metal Pole

Across the street from 226 Haight

### Wood Pole

In front of 624 Fulton

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

1689 Fulton

1056 Divisadero

736 Divisadero

500 Fell, on the Fillmore side

295 Buchanan, on the Haight side

630 Haight

645 Haight

546 Haight

707 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans

Northeast corner of Page and Stanyan Southeast corner of Fell and Fillmore

From: Supervisor Dufty

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Encouraging that the Municipal Transportation Agency make announcements that seats in the front of Muni buses and streetcars also be made available to pregnant women or mothers accompanied by young children. This inquiry was initiated by Nino Parker of San Francisco Pretrial Diversion Project.

#### In Memoriams

Mauricio Vela – Entire Board Lucia Di Grande – Supervisor Chiu Neil Chaitin – Supervisors Chiu, Chu and Dufty Ellen "Muffie" Meier – Supervisor Dufty

### **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

### Legislation Introduced

Tuesday, November 2, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

#### Ordinances

NOV - 5 2010

101385 [Administrative Code - Health Service System Eligibility]
Sponsor: Alioto-Pier

SAN FRANCISCO PUBLIC LIBRARY

Ordinance amending Administrative Code Section 16.700 to identify additional members of boards, commissions, and councils eligible for membership in the San Francisco Health Service System. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

100041

[Public Works Code, Administrative Code - Personal Wireless Service Facility Site Permits and Associated Fees]

Sponsors: Avalos: Campos and Mar

Ordinance amending the San Francisco Public Works Code by: (1) adding Article 25, Sections 1500 through 1528, to establish new requirements for Personal Wireless Service Facility Site Permits and to increase certain fees for obtaining such permits, (2) amending the San Francisco Administrative Code by amending Chapter 11, Article 1, Section 11.9, to eliminate obsolete provisions related to such permits, (3) making the provisions of the ordinance retroactive, and (4) making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

### Resolutions

101386 [Water Revenue Bonds Issuance for 2010 - Not to Exceed \$600,000,000] Sponsor: Elsbernd

Resolution approving the issuance of water revenue bonds and water revenue refunding bonds in an aggregate principal amount not to exceed \$600,000,000 to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101387 [Design Agreement - Public Safety Building, Earthquake Safety, and Emergency Response Bond Program - Not to Exceed \$17,205,152]

Sponsor: Mayor

Resolution authorizing the Director of Public Works to execute an amendment to the professional services agreement for the design of a new public safety building under the Earthquake Safety and Emergency Response Bond Program to increase the not to exceed amount from \$3,997,600 to \$17,205,152. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101388 [Denouncing the Deportation of Shing Ma "Steve" Li and Urging Congress to Pass the DREAM Act)

Sponsors: Mar; Chiu, Avalos, Campos and Mirkarimi

Resolution denouncing the deportation of Shing Ma "Steve" Li, a DREAM Act student at City College of San Francisco, calling for Immigration and Customs Enforcement to grant him deferred action status, and urging Congress to pass the DREAM Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Motion

#### 101376 [2011 Board of Supervisors Regular Meeting Schedule]

Motion establishing the 2011 Board of Supervisors regular meeting schedule by canceling the Board meetings of January 18, February 22, May 31, July 5, October 11, and November 29; and by further canceling all Board and Committee meetings during the summer and winter breaks from August 10 through September 2, 2011, and December 14 through December 30, 2011. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Introduced by the President at the Request of a Department

#### PROPOSED ORDINANCES

#### 101303 [Settlement of Lawsuit - Viz Media, LLC - \$219,000]

Ordinance authorizing settlement of the lawsuit filed by Viz Media, LLC, against the City and County of San Francisco for \$219,000; the lawsuit was filed on August 10, 2010, in San Francisco Superior Court, Case No. CGC-10-502460; entitled Viz Media, LLC, v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

101340 [Settlement of Lawsuit - Regal Stone, Ltd. - City to Receive \$3,717,096.52] Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against Regal Stone, Ltd, et al. for the sum of \$3,717,096.52, including previous initial payment of \$2,000,000; the lawsuit was filed on December 10, 2007, in San Francisco Superior Court, Case No. CGC-07-469876 (transferred to Monterey County Superior Court, Case No. M98173); entitled City and County of San Francisco, et al., v. Regal Stone, Ltd., et al. (City Attorney). RECEIVED ADD ASSIGNED In Rules Committee

### 101341 [Settlement of Lawsuit - Toni Battle - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Toni Battle against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 16, 2009, in San Francisco Superior Court, Case No. CGC 09-493489, entitled Battle v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTIONS

# 101346 [Airport Concession Leases - Lori's Diner, Andale, Meyers Holdings, and H. Young Enterprises]

Resolution approving Amendment No. 1 to Domestic Terminals Food and Beverage Lease No. 03-0178 with Lori's Diner International; No. 03-0179 with Andale Airports; No. 03-0181 with Meyers Holdings, LLC; and No. 03-0188 with H. Young Enterprises, and the City and County of San Francisco, by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Clerk to Act - November 2, 2010

Board Minutes for September 28, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9th Avenue and Judah (near bus stops) 7th Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

### **Utility Boxes**

On Stanyan Street, between Fulton & Hayes, on East side of street. Southwest corner Central & Fulton

#### **Bus Shelter**

Southwest corner Buena Vista East & Haight
Southwest corner Divisadero & Haight
Southwest corner Pierce & Haight
Southwest corner Buchanan & Haight
Southeast corner Hayes & Buchanan
Fillmore and Haight (all 4 bus stops (including canopies) – graffiti and grime).

#### **Emergency Boxes**

Southeast corner Hayes & Broderick Northeast Lyon & Haight

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of F

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Metal Pole

In front of 438 Haight

### Wood Pole

In front of 437 Oak

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

#### 512 Laguna

1689 Fulton

542 Haight

546 Haight

1172 Fell

2277 Fulton

208 Scott

798 Haight

747 Haight

160 Pierce 606 Haight 537 Haight 509 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans

Southeast corner Fell & Fillmore

Mailbox

Southwest corner Oak & Webster Southwest corner Divisadero & Grove Northeast corner Baker & Haight

In Memoriams

Judge Raymond D. Williamson, Jr. – Supervisor Elsbernd Philip McRae Robertson – Supervisor Dufty

### **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5277

#### Legislation Introduced

Tuesday, November 9, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

#### **Ordinances**

NOV 1 5 2010

101120 [Police Code - Discharge of Firearms; Fireworks] Sponsor: Mayor SAN FRANCISCO PUBLIC LIBRARY

Ordinance amending the San Francisco Police Code by amending Section 1290 and adding Section 1290.1, to add exceptions to the general prohibition on the discharge of firearms within the City. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

101121 [Accept and Expend Grant - FY2010 Regional Catastrophic Preparedness Grant Program and Amend Annual Salary Ordinance, FY2010-2011 - \$3,570,000] Soosors: Mavor: Alioto-Pier

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, serving as the primary grantee for the Regional Catastrophic Preparedness Grant Program Bay Area Site and as fiscal agent for the Urban Area Security Initiative Approval Authority, to retroactively accept and expend Regional Catastrophic Preparedness Grant Program grant funds in the amount of \$3,570,000 from the United States Department of Homeland Security, through the California Emergency Management Agency, and to provide \$181,478 as San Francisco's portion of required matching funds; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of one grant-funded position (.75 FTE) in Class \$293 Planner IV in the Department of Emergency Management. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101122 [Accept and Expend Grant - FY2010 Urban Areas Security Initiative Grant and Amend Annual Salary Ordinance, FY2010-2011 - \$34,262,131]

Sponsors: Mayor; Alioto-Pier

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, as the primary grantee for the combined Bay Area Urban Area and as the fiscal agent for the UASI Approval Authorly, to retroactively accept and expend an Urban Areas Security Initiative grant in the amount of \$34,262,131 from the United States Department of Homeland Security, through the California Emergency Management Agency; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of two grant-funded positions in the Department of Emergency Management, as follows: one position (75 FTE) in Class 1823 Senior Administrative Analyst and one position (75 FTE) in Class 1824 Principal Administrative Analyst. RECEIVED AND ASSIGNED to Budget and Finance

#### 101124 [Appropriating \$477,732 of Certificate of Participation Proceeds for Disability Access Improvement Projects in the Mayor's Office on Disability for FY2010-2011

Sponsor: Mayor

Ordinance appropriating \$477,732 of Certificate of Participation Series 2011A proceeds to fund disability access improvements in the Board of Supervisors chambers for the Mayor's Office on Disability in the General Services Agency, Administrative Services, for FY2010-2011 and placing these funds on Controller's reserve pending issuance of the Certificate of Participation. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101147 [Public Works Code - Establishment of Regulatory Controls for the Discharge of Fats, Oils, and Grease Into Sewers]

Sponsor: Mar

Ordinance amending Article 4.1 of the San Francisco Public Works Code by adding Sections 140 - 140.7 to provide prohibitions, limitations, and requirements for the discharge of fats, oils, and grease into the City's sewerage system by food service establishments. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

#### 101148 [Appropriating \$2,385,068 of Visitacion Valley Infrastructure Fee Revenue in the Public Library and Department of Public Works for FY2010-2011] Sponsor: Maxwell

Ordinance appropriating \$2,385,068 of Visitacion Valley Infrastructure Fee revenue from the Visitacion Valley Infrastructure Fund, including \$2,169,200 in the Public Library for the Visitacion Valley Branch Library Project and \$215,868 in the Department of Public Works, for the planning and design of utility undergrounding on Leland Avenue for FY2010-2011, and placing \$1,156,304 on Controller's reserve in the Public Library pending receipt of Visitacion Valley Infrastructure Fee revenue. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101190 [Police Code - Registration and Other Requirements for Event Promoters] Sponsors: Chiu; Maxwell

Ordinance adding Article 15.7 to the San Francisco Police Code, requiring event promoters to register with the Entertainment Commission; prohibiting holders of certain entertainment-related permits, and registered promoters, from retaining an unregistered promoter to hold an event; and authorizing under certain circumstances for certain promoters reporting requirements, increased security plan requirements for events they promote, general liability insurance requirements, a criminal background check requirement, and other requirements. SUBSTITUTED AND ASSIGNED to Public Safety Committee.

#### Resolutions

### 100896 [Declaring November 9, 2010, as Clinic by the Bay Day]

Sponsors: Avalos; Dufty, Alioto-Pier, Campos and Mirkanimi

Resolution declaring November 9, 2010, as Clinic by the Bay Day in the City and County of San Francisco. ADOPTED.

#### 101125 [Golden Gate Park Music Concourse Garage Refinance]

Sponsor: Mar

Resolution concurring in the recommendation of the Controller and the Director of the Office of Public Finance that the issuance of \$30,000,000 tax-exempt bank qualified bonds with Finance Republic Bank for and on behalf of the Music Concourse Community Partnership, a California nonprofit public benefit corporation, is reasonably prudent; and directing the Controller and the Director of the Office of Public Finance to do everything necessary and desirable to provide for the issuance of such bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101259 [Finding of Fiscal Feasibility; 34th America's Cup Host City Agreement] Sponsors: Mayor: Chiu. Mirkarimi. Alioto-Pier. Chu. Dufty and Maxwell

Resolution approving a Host City and Venue Agreement among the City, the America's Cup Event Authority and the San Francisco America's Cup Organizing Committee; authorizing the Mayor, or his designee, and the Port to execute the Host City and Venue Agreement; authorizing and urging the Mayor, Office of Economic and Workforce Development, Port, and such other City Officials as appropriate, to take such steps and execute such additional agreements as are consistent with the Host City and Venue Agreement and this Resolution to bring the 34th America's Cup to the San Francisco Bay; and finding that the proposed event is fiscally feasible as set forth in Administrative Code Chapter 29. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101265 [Accept and Expend Grant - CalHome - Not to Exceed \$1,500,000]

Sponsor: Mayor

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the California Department of Housing and Community Development in a total amount not to exceed \$1,500,000 to assist low-income first time homebuyers and low-income homeowners. RECEIVED AND ASSIGNED to Boudget and Finance Committee.

#### 101299 [Accept and Expend Grant - Installation of Art at the Civic Center Plaza -\$70,0001

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$70,000 from the National Endowment for the Arts for the installation of Zhang Huan's Three Heads, Six Arms at the Civic Center Plaza. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### 101398 [Accept and Expend Grant - Project ITRIP - \$42,384]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$42,384 from the University of California, San Francisco (UCSF), to fund the project ITRIP Follow Up; for the period of September 1, 2010, through February 28, 2011, waiving indirect costs. (Public Health Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101399 [Accept and Expend Grant - WritersCorps Program - \$10,200]

Sponsor: Chu

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$10,200 from the California Arts Council's Artists in Schools Program to help support the cost of a WritersCorps contracted teaching artist at Mission High School in San Francisco. (Arts Commission). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD METRING

# 101400 [Accept and Expend Grant - Arts Commission's Art Education Program - \$15,000]

Sponsor: Chu

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$15,000 from the California Art Council to help support the Arts Commission's Arts Education Program. (Arts Commission). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101401 [Supporting the Promotion and Deployment of Broadband Internet Access in California and San Francisco]

Sponsor: Chiu

Resolution joining with 31 California counties in supporting the work of the California Emerging Technology Fund's Get Connectedly public awareness program; embracing the California Emerging Technology Fund's goal to achieve broadband Internet access at home for 80% of all Californians by 2015; embracing a goal to achieve broadband Internet access for 90% of San Franciscans by 2015, with a focus on connecting seniors and low income households; requesting that the Department of Technology report back on strategic actions planned that will remove barriers and promote the deployment and adoption of broadband. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

### 101402 [Declaring November 18, 2010, as Bay Area Young Positives Day]

Sponsors: Dufty; Campos

Resolution declaring November 18, 2010, as Bay Area Young Positives Day to recognize 20 years of providing peer-based, specialized, culturally competent services to the San Francisco Bay Area's HIV positive youth. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101403 [Declaring December 9, 2010, as CHEER SF Day in San Francisco]

Sponsors: Dufty: Campos

Resolution declaring December 9, 2010, as CHEER SF Day in San Francisco to commemorate the 30th Anniversary of the world's first LGBT-identified cheerleading team that raises funds for local, national, and international service agencies. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### Motions

### 101139 [Process for Nominating and Selecting a Successor Mayor]

Sponsor: Chiu

Motion directing the Clerk of the Board of Supervisors to propose a process for nominating and selecting a successor to the Mayor. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101404 [Committee of the Whole - Public Hearing to Consider the Appointment of a Successor Mayor]

Sponsor: Avalos

Motion that the Board convene as a Committee of the Whole on November 16, 2010, to consider the appointment of successor Mayor for the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### 101406 [Appointing a Successor Mayor]

Sponsors: Avalos; Campos and Daly

Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor. ASSIGNED to Board of Supervisors.

#### **Hearings**

#### 100908 [San Francisco International Airport - Operational Procedures of Shared-Ride Ground Transportation Industry]

Sponsor: Mar

Hearing on the operational procedures of the shared-ride ground transportation industry at San Francisco International Airport. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101052 [Implementation of Justice Tracking Information System Project to Consolidate the City's Criminal Justice Data]

Sponsor: Chiu

Hearing on the status of the implementation of JUSTIS, a project to consolidate the City's criminal justice data. RECEIVED AND ASSIGNED to Public Safety Committee.

#### 101389 [Utility Infrastructure Safety Review]

Sponsors: Maxwell; Chu, Mar and Dufty

Hearing on the initial report regarding the Utility Infrastructure Safety Review per Resolution No. 442-10, on file with the Clerk of the Board of Supervisors in Board File No. 101168. RECEIVED AND ASSIGNED to Public Safety Committee.

### 101405 [Public Hearing - Appointing a Successor Mayor]

Sponsors: Avalos; Campos and Daly

Hearing to consider the motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

### PROPOSED ORDINANCES

### 101381 [Settlement of Lawsuit - Allison Ayer - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Allison Ayer against the City and County of San Francisco for \$30,000; the lawsuit was filed on January 28, 2010, in San Francisco Superior Court, Case No. CGC-10-496373; entitled Allison Ayer v. City and County of San Francisco, et al. (City Attorney), RECEIVED AND ASSIGNED to Rules Committee.

#### 101382 [Settlement of Lawsuit - Charles Haynes - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Charles Haynes against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 23, 2009, in the United States District Court, Northern District of California, Case No. C09-00174 PJH; entitled Charles Haynes, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### 101383 [Settlement of Lawsuit - Guillermo Chavez - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Guillermo Chavez against the City and County of San Francisco for \$30,000; the lawsuit was filed on October 2, 2009, in San Francisco Superior Court, Case No. 439-130; entitled Guillermo Chavez v. City and County of San Francisco, et al.; other material terms of said settlement are: 1) \$10,000 to be paid to the San Francisco Tax Collector's Bureau of Delinquent Revenue to satisfy the medical lien for treatment in this case; 2) \$11,555 to be allocated to attorney's fees and flitigation costs; 3) the balance of \$8,445 is to be paid to the Bureau of Delinquent Revenue to pay down money owed by plaintiff to the City for medical treatment unrelated to the injuries in the lawsuit. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### PROPOSED RESOLUTIONS

## 101331 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]

Resolution fixing prevailing wage rates for: (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; (4) workers engaged in fleatrical or technical services for shows on property owned by the City; (5) workers performing moving services under City contracts at facilities owned or leased by the City; and (6) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City. (City Attorney). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101374 [Purchase Agreement - Subsurface Easements - Bay Division Pipeline Reliability Upgrade Project - Bay Tunnel - \$650]

Resolution approving and authorizing an Agreement for Purchase and Sale of Real Estate to obtain two permanent, exclusive, subsurface easements from Cargill, Inc., for the purpose of constructing the San Francisco Public Utilities (SF PUC) Commission Water System Improvement Program-Funded Project No. CDUV36801, Bay Division Pipeline Reliability Upgrade - Bay Tunnel, for a purchase price of \$550; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; adopting findings of consistency with City Planning Code Section 101.1; and authorizing the General Manager of SFPUC to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101375 [Construction Management Services Agreement - San Francisco General Hospital Rebuild Program - Not to Exceed \$16.400.000]

Resolution authorizing the Director of Public Works to execute an amendment to a professional construction management services agreement for the San Francisco General Hospital Rebuild Program from \$8,000,000 to \$16,400,000. (Public Works Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101384 [Settlement of Unlitigated Claim - Motorist Insurance Group and Ellis Brooks Chevrolet - \$48,969.70]

Resolution approving the settlement of the unlitigated claim filed by Motorist Insurance Group and Ellis Brooks Chevrolet against the City and County of San Francisco for \$48,963.70; claim was filed on May 4, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

#### Clerk to Act - November 9, 2010

Board Minutes for October 5, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

**Utility Boxes** 

In front of 1697 McAllister
Northeast corner of Linden & Buchanan

**Bus Shelters** 

Southwest corner of Buchanan & Haight Southeast corner of Pierce & Hayes Southeast corner of Hayes & Divisadero

Fillmore and Haight (all 4 bus stops including canopies – graffiti and grime).

Fire Hydrants

Southwest corner of Baker & Oak

In front of 1390 Fell

Northwest corner of Octavia & Grove

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles

In front of 101 Scott

In front of 1146 Haight

In front of 522 Haight In front of 357 Haight

In front of 1296 Haight

In front of 1359 Oak

Southwest corner of Oak & Baker

In front of 900 Broderick

### Wood Pole

Northeast corner of Octavia & Grove

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

686 Waller

888 Waller

542 Haight 546 Haight

75 Buena Vista East

1166 Haight 1230 Haight

1230 Haight

156 Central

156 Centra

1473 Oak 1441 Oak

1427 Oak

1427 Oak

1419 Oak

1407 Oak

1369 Oak

1353 Oak

1343 Oak

709 Baker

1980 Golden Gate 1998 Golden Gate

320 Masonic

900 Broderick

1379 Hayes

1359 Haves

1337 Hayes

1259 Haves

1245 Haves

1235 Haves

1133 Haves

428 Grove

502 Grove 522 Laguna

350 Laguna

198 Haight (on back of Rose)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

### Potholes, Lights, and Sidewalk Issues

On Webster & Grove, west side of street in the intersection

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

# Garbage Can Southeast corner of Fell & Fillmore

#### Mailboxes

Southeast corner of Haight near Fillmore Southwest corner of Hayes & Fillmore In front of 579 Hayes On Baker, between Oak &Fell by DMV

#### Street Wall and Overpass

At 1145 Hayes, street-car railing

### In Memoriams

Dodie Rosekrans – Supervisor Alioto-Pier Eugene Jules Marty, Jr. – Supervisor Chu Kate Horan – Supervisor Chiu Jelvon Helton – Supervisor Mirkarimi Kum Soon Lee - Supervisor Mirkarimi Frank Ortiz Cercos – Supervisor Dufty Philip Robertson – Supervisor Dufty Joyce Taylor- Supervisors Dufty and Maxwell Michael C. Wolford – Supervisor Dufty Chief Alex Fagen, Sr. – Entire Board Patrick Hugh Cunnie – Entire Board Norma Garcia – Entire Board



### **Board of Supervisors**



City Hall
1 Dr. Carlton B Goodlett Place
San Francisco, CA 94102-4689
Tel. No 554-5184
TDD No. 554-5227

### Legislation Introduced

Tuesday, November 16, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

GOVERNMENT DOCUMENTS - PT

### Introduced by a Supervisor or Mayor

SAL FRANCISCO PUBLIC UBRARY

### **Ordinances**

# 101443 [Accept and Expend Grant - Three Part-Time Q4 Police Officer III Positions - \$424.107]

Sponsor: Alioto-Pier

Ordinance authorizing the San Francisco Police Department, on behalf of the City and County of San Francisco, to retroactively accept and expend grant funds in the amount of \$424, 107 from the United States Department of Justice/National Institute of Justice "Solving Cold Cases with DNA" Grant Program; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY201-2011) to reflect the addition of three (3) part-time positions (1.50 FTE total) in job classification Q4 Police Officer III in the San Francisco Police Department. RECEIVED AND ASSIGNED to Public Safety Committee.

# 101444 [Accept and Expend Grant - Chinatown Broadway Streetscape Improvement Design Plan - \$250,000]

Sponsor: Chiu

Ordinance authorizing the San Francisco Planning Department to accept and expend a grant in the amount of \$250,000 from the California Department of Transportation, Division of Transportation Planning for the FY 2010-2011 Environmental Justice Grant for the Chinatown Broadway Streetscape Improvement Design Plan, and amending Ordinance 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of one (1) limited duration Job Class 5293 Planner IV, grant funded position (0.06 FTE), in the Planning Department. RECEIVED AND ASSIGNED to Budded and Finance Committee.

### 101445 [Public Works Code - Banners on the Path of Gold]

Sponsor: Dufty

Ordinance amending Public Works Code Section 184.78 to allow city neighborhood banners, as defined in Section 184.78, to be posted on the Path of Gold lamp posts lining Market Street, and adopting environmental findings. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101446 [Accept and Expend Grant - Central Corridor Growth Strategy and Design Plan - \$250,000]

Sponsor: Mayor

Ordinance authorizing the San Francisco Planning Department to accept and expend a grant in the amount of \$250,000 from the California Department of Transportation, Division of Transportation Planning, for the CalTrans Community-Based Transportation Grant for the Central Corridor Growth Strategy and Design Plan, and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of one (1) limited duration Job Class 5293 Planner IV, grant funded position (0.15 FTE), in the Planning Department. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101458 [Administrative Code - Extending Operation of Voting Systems Task Force] Sponsor: Campos

Ordinance amending the San Francisco Administrative Code by amending Sections 5.400 and 5.410 and adding Section 5.415 to extend the operation of the Voting Systems Task Force to June 30.2011. RECEIVED AND ASSIGNED to Rules Committee.

# 100495 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice]

Sponsor: Alioto-Pier

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

# 101310 [Public Works Code - Regulation of Freestanding Newsracks and Fixed Pedestal Newsracks]

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Public Works Code by amending Sections 184.2, 184.8, 184.8, and 184.12 thereof, relating to newsracks, to provide for: (1) the use of electronic mail for notices of violations; (2) removal of abandoned newsracks or newsracks maintained in violation of the Public Works Code within 7 calendar days of notice of violation sent by electronic mail; (3) imposition of administrative fines for violations resulting in newsrack seizures; (4) consolidation and/or reduction in size of fixed pedestal newsracks at under-used locations; (5) allocation of space in newsrack boxes on a first-come-first-served basis under certain circumstances; and (6) reduction of the fixed pedestal permit fee from \$60 to \$50.
SUBSTITUTED AND ASSIGNED to CitV Operations and Neighborhood Services Committee.

#### 101349 [Administrative Code - DNA Testing in Sexual Assault Cases]

Sponsor: Alioto-Pier

Ordinance implementing the California "Sexual Assault Victims" Bill of Rights" by amending the San Francisco Administrative Code to: (1) add Section 2A.89 to require the Police Department to develop and implement procedures to collect and test DNA samples in sexual assault cases and provide information and notices to victims, require the Mayor to report on DNA collection and testing performance as part of the budget submission, and make it the policy of the City and County of San Francisco to appropriate sufficient funds each fiscal year to ensure timely testing of DNA evidence in sexual assault cases; and (2) add Section 10.100-172 to establish the Police DNA Testing in Sexual Assault Cases Account. SUBSTITUTED AND ASSIGNED to Public Safety Committee.

# 101055 [Environment Code - Checkout Bags; Checkout Bag Charge] Sponsor: Mirkarimi

Ordinance amending Chapter 17 of the San Francisco Environment Code by amending Section 1702, to extend the mandatory use of recyclable or compostable checkout bags from supermarkets and chain pharmacies to all retail establishments in the City, and clarify terms and adding Section 1703.5, to require stores to add a Checkout Bag Charge of 10 cents if they provide a customer with a checkout bag; setting an operative date of July 1, 2011, and making environmental findings. SUBSTITUTED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### Resolutions

### 101390 [Gift Acceptance - Equipment and Furnishings - \$14,000]

Sponsor: Elsbernd

Resolution authorizing the Department of Public Health, Laguna Honda Hospital and Rehabilitation Center, to accept a gift of merchandise, furniture, fixtures and equipment from Laguna Honda Volunteers, Inc. with a monetary value of up to \$14,000. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101409 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #1]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #1, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 109) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

#### 101412 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #2]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #2, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 110) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors

### 101415 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #3]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #3, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 111) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Quidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1, ASSIGNED to Board of Supervisors.

# 101418 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #4]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #4, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 112) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1, ASSIGNED to Board of Supervisors.

# 101421 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #5]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #5, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 113) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

# 101424 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #7]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #7, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 115) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

# 101427 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #9]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #9, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 117) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

# 101430 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #C1]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #C1, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 118) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

# 101433 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 60 Tehama Street]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 60 Tehama Street, San Francisco, California (Assessor's Parcel No. Block 3736, Lot 088) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

# 101436 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 564 Howard Street]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 564 Howard Street, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 019) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

#### 101439 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 568 Howard Street]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 568 Howard Street, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 020) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supervisors.

#### 101442 [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 13 Easement Interests Across and Through 85 Natoma Street1

Sponsor: Daly

Resolution authorizing the acquisition of 13 easement interests across and through the real property commonly known as 85 Natoma Street, San Francisco, California (Assessor's Parcet No. Block 3721, Lots 109-118) (recorded in the official records of the City and County of San Francisco as Doc 2000-C860199-00, November 6, 2000) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. ASSIGNED to Board of Supenvisors.

# 101447 [Accept and Expend Grant - Market and Octavia Historic Resource Preservation Project - \$83,529]

Sponsor: Chiu

Resolution authorizing the San Francisco Planning Department to retroactively accept and expend a grant in the amount of \$83,529 from the National Park Service for the period August 1, 2010, through August 31, 2012, in order to conduct the Market and Octavia Historic Resource Preservation Project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## 101448 [Installation of Public Art in the Hunters Point Shipyard Redevelopment Project

Sponsor: Maxwell

Resolution making findings under Section 33445 of the California Health and Safety Code and consenting to the Redevelopment Agency using approximately \$80,000 in designated federal grant monies for the installation of Public Art in the Hunters Point Shipyard Redevelopment Project Area. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101449 [Rehabilitation of Building 813 in the Hunters Point Shipyard Redevelopment Project Area - \$7.258.890]

Sponsor: Maxwell

Resolution making findings under Section 33445 of the California Health and Safety Code and consenting to the Redevelopment Agency of the City and County of San Francisco's payment of funds in the amount of \$7.258, 890 for the pre-development and rehabilitation of Building 813 in the Hunters Point Shipyard Redevelopment Project Area. ASSIGNED to Land Use and Economic Development Committee.

# 101450 [Temporary Preservation Easement - Bayview Opera House - 4705 Third Street]

Resolution approving a temporary preservation easement affecting a City building located at 4705 Third Street, commonly known as the Bayview Opera House. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101451 [Accept and Expend Grant - High Risk Program and Pest Exclusion/Nursery Inspection - \$47,796]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively two grants (Agreement Nos. 10-0539 and 10-0404) totaling \$47,796 from the California Department of Food and Agriculture to fund the High Risk Program and the Pest Exclusion/Nursery Inspection, both for the period of July 1, 2010, through June 30, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT ROARD MEFTING

# 101452 [Accept and Expend Grant - Crucial Transitions in Young Opioid Users in Iran - \$6,280]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$6,280 from the University of California San Francisco, to participate in a program entitled "Crucial Transitions in Young Opioid Users in Iran," for the period of November 1, 2010, through August 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101259 [34th America's Cup Host City Agreement and Finding of Fiscal Feasibility] Sponsors: Mayor: Chiu. Mirkarimi. Alioto-Pier. Chu. Dufty and Maxwell

Resolution approving a Host City and Venue Agreement between the City, the America's Cup Event Authority and the San Francisco America's Cup Organizing Committee, authorizing the Mayor or his designee and the Port to execute the Host City and Venue Agreement; authorizing and urging the Mayor, Office of Economic and Workforce Development, Port and such other City Officials as appropriate to take such steps and execute such additional agreements as are consistent with the Host City and Venue Agreement and this Resolution to bring the 34th America's Cup to the San Francisco Bay; and finding that the proposed Event is fiscally feasible as set forth in Administrative Code Chapter 29. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

#### Motions

101407 [Committee of the Whole - December 7, 2010 – Public Hearing to Acquire Various Real Properties by Eminent Domain for Transbay Transit Center Program!

Sponsor: Daly

Motion that the Board of Supervisors hold a public hearing on December 7, 2010, at 3:00 p.m., with the Board of Supervisors sitting as a Committee of the Whole, to consider acquisition of various real properties by eminent domain for the public purpose of constructing the Transbay Transit Center Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRED FAGNAM AFTING ALT THE NEXT BOARD METRING

101455 [Committee of the Whole - Public Hearing to Create a Process for the Appointment of a Successor Mayor; Possibly Amending Rules of Order]

Appointment of a Successor wayor, "Possiny Amelianing Rules of Order) with Motion that the Board of Supervisors convene as a Committee of the Whole on November 23, 2010, at 3:00 p.m. to approve a one-time process to appoint a successor Mayor, if a vacancy occurs; possibly amending the Rules of Order by adding a new Section 7, creating said process; and waiving Rule 4.38, which refers amendments to the Rules of Order to the Rules Committee. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101457 [Creating a Process for the Appointment of a Successor Mayor; Possibly Amending Rules of Order]

Motion to consider and approve a one-time process to appoint a successor Mayor, if a vacancy occurs; possibly amending the Rules of Order by adding a new Section 7, creating said process; and waiving Rule 4.38, which refers amendments to the Rules of Order to the Rules Committee. (Clerk of the Board). ASSIGNED to Board of Supervisors.

101465 [Committee of the Whole – Public Hearing to Take Nominations and Appoint a Successor Mayor in the Event of a Vacancy in the Office of the Mayor] Sponsor: Dalv

Motion that the Board of Supervisors convene as a Committee of the Whole on November 23, 2010, at 3:00 p.m., to discuss the proposed Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101467 [Appointment of a Successor Mayor]

Sponsor: Daly

Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor. ASSIGNED to Board of Supervisors.

#### Hearings

101408 [Public Hearing - Resolution Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #1] Soonsor: Dalv

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #1, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 109) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1 SCHEPUIL DE FOR PUBLIC HEARING to Board of Supervisors.

101411 [Public Hearing - Resolution Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #2] Sponsor: Dalv

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #2, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 110) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

101414 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #3] Sponsor: Daly

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #3, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 111) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

101417 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street #4] Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #4, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 112) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors

- 101420 [Public Hearing Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program 85 Natoma Street #5] Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #5, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 113) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality 4ct (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.
- 101423 [Public Hearing Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program 85 Natoma Street #7] Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #7, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 115) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.
- 101426 [Public Hearing Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program 85 Natoma Street #9] Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #9, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 117) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.
- 101429 [Public Hearing Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program 85 Natoma Street #C1] Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street #C1, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 118) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.
- 101432 [Public Hearing Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program 60 Tehama Street]
  Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 60 Tehama Street, San Francisco, California (Assessor's Parcel No. Block 3736, Lot 088) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

# 101435 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 564 Howard Street]

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 564 Howard Street, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 019) by eminent domain for the public purpose of constructing the Transbay Transit Center Program, adopting environmental findings under the California Environmental Gala Quality Act (CEOA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (CIENA of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

# 101438 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 568 Howard Street] Sponsor: Dalv

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of real property commonly known as 568 Howard Street, San Francisco, California (Assessor's Parcel No. Block 3721, Lot 020) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CECA), CEOA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

### 101441 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 13 Easement Interests Across and Through 85 Natoma Street]

Sponsor: Daly

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of 13 easement interests across and through the real property commonly known as 85 Natoma Street, San Francisco, California (Assessor's Parcel No. Block 3721, Lots 109-118) (recorded in the official records of the City and County of San Francisco as Doc 2000-G860199-00, November 6, 2000) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

# 101454 [Mayor's Office and Controller - FY2010-2011and FY2011-2012] Sponsor: Avalos

Hearing to inquire of the Mayor's Office and Controller on: 1) projected revenues and shortfalls for FY2010-2011 and FY2011-2012; 2) ongoing salary savings; 3) possible mid-year cuts; and 4) the Mayor's FY2011-2012 Budget Instructions. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101456 [Public Hearing - Process for the Appointment of a Successor Mayor; Possibly Amending Rules of Order]

Hearing to discuss the proposed Motion to consider and approve a one-time process to appoint a successor Mayor, if a vacancy occurs; possibly amending the Rules of Order by adding a new Section 7, creating said process; and waiving Rule 4.38, which refers amendments to the Rules of Order to the Rules Committee. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

### 101466 [Public Hearing - Appointment of a Successor Mayor]

Sponsor: Daly

Hearing to discuss the proposed Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

### Introduced by the President at the Request of Departments

### PROPOSED RESOLUTION

### 100598 [Lease of Real Property at 238 Eddy Street]

Resolution authorizing the Master Lease of the Windsor Hotel at 238 Eddy Street for the Department of Public Health. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Clerk to Act - November 16, 2010

### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

### **Utility Boxes**

Southwest corner of Waller and Steiner Northeast corner of Stanyan and Parnassus Southwest corner of 6<sup>th</sup> Avenue and Lincoln In front of 639 Frederick Southeast corner of Octavia and Fell Southeast corner of Fell and Laguna

### **Bus Shelter**

Southwest corner of Buchanan and Haight
Southwest corner of Pierce and Haight
Southwest corner of 15<sup>th</sup> Avenue and Lincoln
Southwest corner of Irving and Arguello
Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti
also canopies have graffiti)

### Fire Hydrant

Southwest corner of Laguna and Page In front of 442 Carl In front of 101 Woodland Northeast corner of Fell and Laguna

### From: Supervisor Mirkarimi

To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on
the status of removing graffiti from newsstands at the following locations:

### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

### Garbage Can

Southwest corner of Waller and Fillmore Southwest corner of 11<sup>th</sup> Avenue and Lincoln In front of 579 Hayes In front of 498 Carl In front of 639 Frederick Page/Laguna; Mini Park both cans In front of 559 Lincoln Northwest corner of 4<sup>th</sup> Avenue and Lincoln

### Mailbox

Southwest corner of Webster and Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes, Lights and Sidewalk Issues

At 1379 10<sup>th</sup> Avenue At 1362 3<sup>rd</sup> Avenue

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

921 Lincoln

929 Lincoln

755 Frederick

639 Frederick

498 Carl

546 Haight

375 Carl

327 Lincoln 323 Lincoln

317 Page

1212 15th Avenue

1208 6th Avenue

1240 7th Avenue

1349 9th Avenue

101 Lincoln

1201 8th Avenue

228 Irvina

1201 Willard

418 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

### Metal Pole:

In front of 101 Scott

In front of 1219 10th Avenue

In front of 1234 11th Avenue

In front of 1252 2<sup>nd</sup> Avenue In front of 1322 4th Avenue

In front of 1350 3rd Avenue

Southwest corner of 10th Avenue and Lincoln

In front of 240 Waller

In front of 202 Rose

In front of 24 Irving

In front of 282 Waller

In front of 331 Page In front of 639 Frederick

### Wood Pole

Northeast corner of 16<sup>th</sup> Avenue and Judah In front of 268 Carl Northeast corner of Rose and Haight Northwest corner of 12<sup>th</sup> Avenue and Judah In front of 1370 10<sup>th</sup> Avenue In front of 1258 8<sup>th</sup> Avenue

### In Memoriams

Brother Kelly Cullen – Entire Board
John Meyer – Supervisor Dufty
Irwin Bear – Supervisor Dufty
Joseph Medina – Entire Board
William Frost – Supervisor Chu
Ray Sheeran – Supervisors Elsbernd and Dufty
Howard Lester – Supervisor Elsbernd
Ralph House – Supervisor Maxwell
Robert Barbagelata – Entire Board



### **Board of Supervisors**



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

### Legislation Introduced

Tuesday, November 23, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

### **Charter Amendment**

NOV 3 0 2010

101493 [Charter - Compensation of Board of Education Members] Sponsors: Dufty: Campos. Mar. Avalos and Chiu

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8.100, 12.202, and A8.502, to increase the compensation for members of the Board of Education from a monthly stipend of \$500 to \$50,000 per year, allow members to participate in the City's employee health and pension systems, establish training and professional development requirements, and require the City annually to appropriate to the Unified School District an amount sufficient to pay the salaries and benefits of the members of the Board of Education. ASSIGNED UNDER 30 DAY RULE to Rules Committee

#### **Ordinances**

### 101410 [Airport Promotion and Event Fund]

Sponsor: Mayor

Ordinance establishing a special fund to receive donations and authorizing expenditures for the purpose of holding events to promote the opening of the newly renovated Terminal 2 of the San Francisco International Airport; and deleting obsolete provisions. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101419 [Environment Code - Cell Phones; Retailers' Duty to Disclose Specific Absorption Rate Values]

Sponsor: Mar

Ordinance amending the San Francisco Environment Code by amending Sections 1103 and 1105, to require cell phone retailers to provide customers upon request with factsheets regarding Specific Absorption Rate values for cell phones and the use of cell phones, and to delay the enforcement date for certain provisions of the Chapter 11, the "Cell Phone Right-to-Know Ordinance," and making environmental findings. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101422 [Transportation Code, Police Code - Motor Vehicles for Hire and Enforcing Parking Laws]

Sponsor: Chiu

Ordinance amending Article 3 of Division I of the San Francisco Transportation Code to allow certain Municipal Transportation Agency employees to enforce specified parking laws and order removal of vehicles, and amending Article 7 of Division I of the Transportation Code to make it a misdemeanor to operate a taxi, a dispatch service, or a color scheme, or to drive a motor vehicle for hire, without a permit, to solicit or accept payment for referral of passengers to a motor vehicle for hire, to solicit or accept payment for motor vehicle for hire shifts, assignments or dispatch calls, to knowingly make false or misleading representations in connection with application for, renewal of, possible revocation of, or operation of a vehicle pursuant to a permit issued under Article 1100 of the San Francisco Transportation Code, to refuse to pay the legal fare to a driver of a motor vehicle for hire, and to charge excessive rates for transport in a motor vehicle for hire, and amending the San Francisco Police Code by deleting Sections 1078, 1089, 1105, 1110, 1132, 1135, and 1145. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee

# 101478 [Park Code - Single Entrance Fee for Visitors to Enter Multiple Recreation and Park Sites]

Sponsor: Mirkarimi

Ordinance amending San Francisco Park Code, Article 12, by adding Section 12.49 to: 1) establish entrance fees for multiple park facilities; 2) require Commission approval of contracts and grants for the collection of fees; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

# 101480 [Administrative Code - Reentry Council; Composition of Membership, Powers and Duties, and Sunset Date]

Sponsor: Mirkarimi

Ordinance amending San Francisco Administrative Code Sections 5.1-1, 5.1-3, 5.1-4, and 5.1-6 to amend the membership, powers and duties, and sunset date of the Reentry Council. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

# 101311 [Administrative Code - San Francisco Local Hiring Policy for Construction] Sponsor: Avalos

Ordinance amending the San Francico Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Subsection 6.22(G) to: 1) establish a local hiring policy for City public work or improvement projects requiring contractors and their subcontractors to perform certain percentages of project work hours using San Francisco residents and disadvantaged San Francisco residents; 2) making findings in support of the policy; 3) authorizing incentives for contractors and subcontractors who exceed local hiring requirements; 4) mandating assessment of liquidated damages against contractors and subcontractors who fail to meet minimum local hiring requirements; and 5) establishing monitoring, enforcement, and administrative procedures in support of the policy. SUBSTITUTED AND ASSIGNED to Buddet and Finance Committee.

# 101105 [Environment Code - Existing Commercial Buildings Energy Performance] Sponsors: Mayor; Dufty

Ordinance amending the San Francisco Environment Code by adding Chapter 20, Sections 2000 through 2009, to adopt the San Francisco Existing Commercial Buildings Energy Performance Ordinance, requiring owners of nonresidential buildings to conduct Energy Efficiency Audits of their properties and file Annual Energy Benchmark Summaries for their buildings, and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 101091 [Planning Code - Conditional Use Authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District and Commercial Establishment Use Controls in RC Districts!

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Planning Code by amending Sections 243 and 209.8 to require conditional use authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District and that the Commercial Establishment use controls of the nearest C-2 District apply in RC Districts; adopting findings, including findings under Section 302 of the Planning Code, environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

### Resolutions

# 101413 [Accept and Expend Grant - Congestion Management Agency Block Grant - \$11,553,000]

Sponsor: Mayor

Resolution authorizing the Department of Public Works to accept and expend \$11,553,000 in federal Surface Transportation Program and/or Congestion Mitigation and Air Quality Improvement funds awarded through the Metropolitan Transportation Commission's Congestion Management Agency Block Grant Program. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101416 [Management Agreement/Lease - Stow Lake Boathouse, LLC, for the Operation of the Stow Lake Boathouse Concession Management of the Harding Park Golf Course]

Sponsor: Mar

Resolution authorizing the Recreation and Park Department General Manager to enter into a lease with Stow Lake Boathouse, LLC, for the operation of the Stow Lake Boathouse Concession in Golden Gate Park. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101425 [Protecting and Preserving the Palace of Fine Arts Swans]

Sponsor: Alioto-Pier

Resolution endorsing the presence of swans at the Palace of Fine Arts lagoon, and urging the Recreation and Park Department, Animal Care and Control, and the San Francisco Police Department to develop a plan for the protection and preservation of swans in the Palace of Fine Arts lagoon. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

### 101428 [Grant Agreements - Bicycle Projects - \$166,200]

Sponsor: Mar

Resolution approving three Bicycle Facility Program Grant Agreements with the Bay Area Air Quality Management District with contract terms of more than 10 years. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101431 [Lease - Portsmouth Plaza Parking Corporation for Operation of the Portsmouth Square Garage]

Sponsor: Chiu

Resolution authorizing the Recreation and Park Department General Manager to enter into a lease with Portsmouth Plaza Parking Corporation for the operation of the Portsmouth Square Garage. RECEIVED AND ASSIGNED to Land

### 101437 [Ground Lease - Redevelopment Agency Land at 701 Golden Gate Avenue to Mary Helen Rogers Senior Community, LP]

Sponsor: Daly

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block No. 768, Lot No. 13, commonly known as 701 Golden Gate Avenue, southwest corner of Golden Gate Avenue and Franklin Street, San Francisco, California in San Francisco's Western Addition neighborhood, to Mary Helen Rogers Senior Community, LP, a California limited liability corporation, for 70 years for the purpose of developing housing for very low-income senior households. RECEIVED AND ASSIGNED to Board of Supervisors on December 14, 2010.

# 101453 [Professional Services Agreement - Howard, Needles, Tammen & Bergendoff - \$11,704,955]

Sponsor: Mayor

Resolution approving the Professional Services Agreement, Airport Contract 9015.1 Master Architect for Replacement Air Traffic Control Tower/Terminal 1 Complex Redevelopment Program between Howard, Needles, Tammen & Bergendoff, and the City and County of San Francisco, acting by and through its Airport Commission, in the lump sum amount of \$11,704,955, and a contingency budget of \$1,626,412 for Airport and FAA requested changes, pursuant to San Francisco Charter Section 9.118(b). RECEIVED AND ASSIGNED to Budget and Finance Committee

# 101482 [Annual Reports - Castro/Upper Market Community Benefit District] Sponsor: Dufty

Resolution regarding Castro/Upper Market Community Benefit District annual reports to the City: receiving and approving the District's Annual Reports for FYs 2006-2007, 2007-2008, and 2008-2009, as submitted pursuant to Section 36650 of the Business Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the District's management contract with the City. ReCeIVED AND ASSIGNED to City Operations and Neiahborhood Services Committee.

# 101484 [Accept and Expend Grant - Bayview Hunters Point Healthy Homes Project - \$249,555]

Sponsor: Maxwell

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$249,555 from the United States Department of Health and Human Services, Centers for Disease Control and Prevention to support the Bayview Hunters Point Healthy Homes Project by developing policies and services to improve indoor air quality in public housing. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

# 101485 [Southeast Digester Task Force - Biosolids Digester Facility Project] Sponsor: Maxwell

Resolution urging the Public Utilities Commission to incorporate the Southeast Digester Task Force recommendations into the Biosolids Digester Facility Project, to select the preferred site and expedite implementation. RECEIVED AND ASSIGNED to Rules Committee.

### 101486 [Commending the Community Benefits Program]

Sponsor: Maxwell

Resolution commending the San Francisco Public Utilities Commission's Community Benefits Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101487 [Single Room Occupancy Task Force]

Sponsors: Dufty; Campos

Resolution amending the Single Room Occupancy Task Force to accurately reflect the administration of the program and to alter the membership of the task force to accurately reflect this change. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101488 [Assessment Ballots for City Parcels to Form the Proposed Civic Center Community Benefit District]

Sponsor: Mayor

Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of 11 parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property and business improvement district to be named the Civic Center Community Benefit District. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101489 [Authorizing Use of General Fund Dollars as Matching Funds for Federal Medicaid Funding]

Sponsor: Mayor

Resolution authorizing the Department of Public Health to use General Fund dollars as matching funds to receive federal Medicaid funding for services provided through the Community-Living Support Benefit Waiver (AB 2968). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101259 [34th America's Cup Host City Agreement and Finding of Fiscal Feasibility]

Sponsors: Mayor, Chiu, Mirkarimi, Alioto-Pier, Chu, Dufty and Maxwell Resolution approving a Host City and Venue Agreement among the City, the America's Cup Event Authority and the San Francisco America's Cup Organizing Committee; authorizing the Mayor or his designee and the Port to execute the Host City and Venue Agreement; authorizing and urging the Mayor, Office of Economic and Workforce Development, Port and such other City Officials as appropriate to take such steps and execute such additional agreements as are consistent with the Host City and Venue Agreement and this Resolution to bring the 34th America's Cup to the San Francisco Bay, and finding that the proposed Event is fiscally feasible as set forth in Administrative Code Chapter 29. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

### Motion

# 101434 [Committee of the Whole - Public Hearing on Ground Lease of Redevelopment Agency Land at 701 Golden Gate Avenue to Mary Helen Rogers Senior Community, LP]

Sponsor: Dalv

Motion scheduling the Board to sit as a Committee of the Whole on December 14, 2010, at 3:00 p.m., to hold a public hearing on the Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block No. 768, Lot No. 14, commonly known as 701 Golden Gate Avenue, southwest corner of Golden Gate Avenue and Franklin Street, San Francisco, California in San Francisco's Western Addition neighborhood, to Mary Helen Rogers Senior Community, LP, a California limited liability corporation, for 70 years for the purpose of developing housing for very low-income senior households. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# Requests for Hearing

# 101490 [Hearing - Short-Turning of Light Rail Vehicles]

Sponsor: Chu

Hearing on the policy of short-turning or early turn-arounds of the Municipal Transportation Agency's LRV's, the reasons for and frequency of this practice, and the communication plan to inform the affected riders. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

# 101491 [Hearing - Haight Ashbury Neighborhood Council's Recycling Center and Plant

Nursery]

Sponsor: Mirkarimi

Hearing to review the status of the Haight Ashbury Neighborhood Council's Recycling Center and Plant Nursery, and the role of recycling centers in reaching the City's goal of producing zero waste by 2020. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101492 [Hearing - Public Utilities Commission Energy Resources Plan]

Sponsor: Maxwell

Hearing on the status of the Public Utilities Commission's work to update the Energy Resources Plan. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### Introduced by the President at the Request of a Department

### PROPOSED ORDINANCES

### 101463 [Settlement of Lawsuit - Lexington Insurance - City to Receive \$2,750,000; Appropriating Settlement Proceeds]

Ordinance authorizing settlement of the lawsuit entitled City and County of San Francisco v. Lexington Insurance Company, San Francisco County Superior Court Case No: CGC-10-498967 (Action), removed to United States District Court, N.D. Cal., Case No: 3:10-CV1-02188-SI, arising from an insurance coverage dispute involving a claims-made Designers and Construction (i.e., professional liability) Project Specific Professional Liability and Pollution Liability Policy issued by Lexington Insurance Company (Lexington) to the San Francisco Public Utilities Commission for the period February 1, 2002, to February 1, 2006. policy number 1152114 (Lexington Policy), calling for payment of \$2,750,000 from Lexington to the City and County of San Francisco and including other material terms of said settlement: (1) Lexington will have no further obligations under the Lexington Policy and said policy shall be considered null and void and of no further force and effect; (2) San Francisco will defend and hold harmless and indemnify Lexington from and against any demand against Lexington made under the Lexington Policy; (3) all parties will execute a mutual release; (4) San Francisco will execute and file a dismissal of all claims with prejudice; (5) the City and Lexington each shall bear its own legal costs and fees arising from this action; and appropriating the full proceeds from the settlement to fund the San Francisco Public Utilities Commission's attorney fees and legal expenses related to certain pending litigation matters. (City Attorney). RECEIVED AND ASSIGNED to Budget and Finance Committee.

101464 [Planning Code - Zoning - Amendment of Upper Market Neighborhood Commercial District; Extension of Market and Octavia Community Infrastructure Fee Areal

Ordinance amending the San Francisco Planning Code by amending Sections 134, 145.4, 155.1, 155, 207.7, 207.8, 263.20, 401, 416, 3416.3, 421.5, 421.1, 421.3, 421.5, 721, and 721.1 to amend the Upper Market Street Neighborhood Commercial District and to extend the Market and Octavia Community Infrastructure Fee area to include the portion of the Upper Market Street Neighborhood Commercial District lying outside the Market and Octavia Plan area; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

101460 [Airport Concession Lease - Melshire DFW, L.P.]

Resolution approving the Terminal 2 Specialty Store Lease between Melshire DFW, L.P. dba Natalie's Candy Jar, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

101461 [Contract Amendment - Sunol Valley Regional Construction Management Services - Water System Improvement Program Projects - Not to Exceed \$19,000,000]

Resolution authorizing an amendment to the San Francisco Public Utilities Commission contract CS- 915R for Sunol Valley Regional Construction Management Services in the amount not to exceed \$3,000,000, for a total agreement not to exceed amount of \$19,000,000 to fund Construction Management Services for Bioregional Habitat Restoration actions required for various Water System Improvement Program Projects within the Sunol Valley Region, Alameda County, pursuant to Charter Section 9.118, and adopting findings pursuant to the California Environmental Quality Act. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

101462 [Contract Amendment - Peninsula Habitat Restoration Construction

Management Services - Water System Improvement Program Projects - Not to

Exceed \$26.000.0001

Resolution authorizing an amendment to the San Francisco Public Utilities Commission Contract No. CS- 916 for Peninsula Regional Construction Management Services in the amount not to exceed \$4,000,000, for a total agreement not to exceed amount of \$26,000,000 to fund Construction Management Services for Bioregional Habitat Restoration actions required for various Water System Improvement Program Projects within the Peninsula Region, San Mateo County, pursuant to Charter Section 9.118, and adopting findings pursuant to the California Environmental Quality Act. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.



### Clerk to Act - November 23, 2010

Board Minutes for October 19, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an ordinance establishing a Sea Level Rise Adaptation Policy to be proposed by an intracity task force requiring the City Administrator, in conjunction with DPW, SFO, Planning, DBI, Redevelopment, Port, Recreation and Parks, MTA, SFPUC, Environment Department, Mayor's Office, and other relevant City departments to develop a proposed Sea Level Rise Adaptation Strategy examining potential future flood risks associated with a range of sea level rise over the next century, including engineered and non-engineered adaptive strategies. In developing policy recommendations, the City Administrator should consult with agencies with purview over San Francisco Bay and the waters outside of the Golden Gate, including the Federal Emergency Management Agency, the U.S. Army Corps of Engineers, the National Oceanic and Atmospheric Agency, the San Francisco Bay Conservation and Development Commission and the California Coastal Commission.

The ordinance should also provide that the final recommendation of the task force submitted to the Board of Supervisors shall become the official Sea Level Rise Adaptation Policy of the City and County of San Francisco upon ratification by resolution of the Board of Supervisors.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

# San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9<sup>th</sup> Avenue and Judah (near bus stops) 7<sup>th</sup> Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

# San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9<sup>th</sup> Avenue Irving and 7<sup>th</sup> Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

### SF Daily

Northwest corner of Hayes and Gough

# City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Cans

Northwest corner of Golden Gate and Laguna Southeast corner of Scott and Fulton In front of 1855 Haight All three cans on Stanyan and Haight Northeast corner of Divisadero and Golden Gate Northeast corner of Geary and Divisadero

#### Mailboxes

Southwest corner of Geary and Laguna Northeast corner of Scott and McAllister

### Vacant Lots

Northwest corner of Divisadero and Ellis
Parking lot northwest corner of Haight and Stanyan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes, Lights and Sidewalk Issues At 1150 Scott

175 Carl

1833 Scott

50 Shrader 530 Scott

Curb repair at northwest corner of Divisadero and Waller Sidewalk at 2611 Pine

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

1826 Divisadero

1910 Divisadero

1918 Divisadero

201 Webster

122 Webster

249 Webster

159 Webster 1600 Post

301 1/2 Webster

900 Haight

901 Haight

906 Haight

1299 Haight

401 Divisadero 616 Divisadero

655 Divisadero

848 Divisadero

Across the street from 625 Willow

890 Page

796 Haight

799 Haight

198 Haight

100 Scott 670 Waller

702 Haight

682 Haight

630B Haight

604A Haight

598 Haight

542 Haight

546 Haight

585 Haves

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations;

#### Metal Pole:

In front of 1002 Scott
In front of 1005 Laguna
In front of 1025 Scott
In front of 1022 Scott
In front of 1030 Shrader
In front of 118 Divisadero
In front of 1149 Laguna
Southwest corner of Willow and Laguna
Southeast corner of Scott and Haight
In front of 1221 Masonic
Southeast corner of Page and Scott

#### Wood Poles

Northeast corner of 16<sup>th</sup> Avenue and Judah In front of 2060 Fillmore Southeast corner of Elm and Scott Southwest corner of Divisadero and Oak In front of 617 and 681 lvy In front of 21 Shrader

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffit at the following public property locations:

#### Utility Boxes

Southwest corner of Waller and Steiner Northeast corner of Eddy and Divisadero Southeast corner of Stanyan and Oak In front of 1055 Laguna Southeast corner of Webster and Fell Northeast corner of Shrader and Oak Northwest corner of Divisadero and Pine

# **Bus Shelters**

Southwest corner of Buchanan and Haight Southeast corner of Buchanan and Hayes Northwest corner of Pine and Fillmore Northwest corner of Divisadero and Haight Southeast corner of Geary and Scott Northeast corner of Stanyan and Parnassus Southwest corner of Geary and Scott Southwest corner of Stanyan and Parnassus Southwest corner of Pierce and Haight Fillmore and Haight (all 4 bus stops, graffiti and grime on canopies)

### Fire Hydrants

Southeast corner of Scott and Fell Northeast corner of Fulton and Fillmore

# **Emergency Boxes**

Southwest corner of Grattan and Stanyan Southwest corner of Belgrave and Shrader Near 2725 California

# In Memoriams

Fred Goldhaber – Supervisors Dufty and Campos Jerome A. DeFilippo – Supervisor Dufty James Francis Coleman – Supervisor Dufty



# **Board of Supervisors**



City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689 Tel. No. 554-5184 TDD No. 554-5227

# Legislation Introduced

Tuesday, December 7, 2010

# LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

DEC 1 0 2010 SAN FRANCISCO

PUBLIC LIBRARY

<u>Ordinances</u>

101522 [Public Works Code - Handbill Distribution]

Sponsor: Chiu

Ordinance amending the San Francisco Public Works Code by amending Sections 184.69, 184.70, and 184.72 to ban distribution of handbills on private premises unless the handbills are securely placed upon or attached to and do not damage the premises, specifying a minimum of 30-point font size for "No Handbills" signs, and replacing criminal penalties for unlawful distribution of handbills with administrative penalties, and making environmental findings.

ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

101523 [Planning Code, Administrative Code - Development Impact and In-Lieu Fees]
Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Section 409 to clarify that the Annual Infrastructure Cost Inflation Adjustments to development fees authorized by the section that do not need further action by the Board of Supervisors, to provide that the Planning Director be included in the annual fee reporting process, and to make other technical amendments to simplify the annual fee reporting process and ensure that the Controller's Office and the Capital Planning Program coordinate their efforts, and by amending other sections of Article 4 to clarify language, eliminate confusion as to when requirements must be met, and correct errors in cross-referencing; amending the San Francisco Administrative Code by repealing Section 38.14 (the Severability Clause) and moving it to Section 430; adopting environmental, Planning Code Section 302, and Planning Code Section 101.1 findings.

#### Resolutions

# 101524 [Accept and Expend Grant - Green Cleaning Project - \$75,463]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$75,463 from the US Environmental Protection Agency to implement a green cleaning pilot project that will lead to the creation of multi-lingual green cleaning quidelines. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### 101528 [Condemning Anti-Italian Remarks at the Planning Commission]

Sponsor: Alioto-Pier

Resolution condemning remarks of Commissioner Hisashi Sugaya that deeply offended members of the Italian-American community, and urging members of City boards and commission to treat members of the public with respect. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101529 [Supporting the KPFA Morning Show]

Sponsors: Avalos; Campos, Mar and Mirkarimi

Resolution expressing concern about recent layoffs of the KPFA Morning Show staff and urging Pacific Radio, KPFA's local board, the staff members and their union to find a solution to the current programming crisis. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRED FOR ADOPTION WITHOUT

# 101530 [Tax-Exempt Revenue Obligation Bonds - the San Francisco School - Not to Exceed \$5.000.000]

Sponsor: Campos

Resolution approving the issuance of tax-exempt revenue obligation bonds by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$5,000,000 to finance and refinance various capital facilities owned by the San Francisco School. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

### 101531 [Application for Mortgage Credit Certificates]

Sponsor: Chu

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101532 [Accept and Expend Grant - Daraja Academy Project - \$16,000]

Sponsor: Chu

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$16,000 from the San Francisco Foundation's donor advised "Do a Little Fund" for the Daraja Academy Project. (Arts Commission). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101533 [Accept and Expend Grant - Environment Now - \$10,000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$10,000 from the Altamont Education Advisory Board to support Environment Now, an environmental stewardship and workforce development program. (Environment). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101425 [Protecting and Preserving the Palace of Fine Arts Swans]

Sponsor: Alioto-Pier

Resolution endorsing the presence of swans at the Palace of Fine Arts lagoon, and urging the Recreation and Park Department, Animal Care and Control, and the San Francisco Police Department to develop a plan for the protection and preservation of swans in the Palace of Fine Arts lagoon. REFERRED to City Operations and Neighborhood Services Committee.

# 091365 [Supporting the Report of the Declining Fossil Fuel Supplies]

Sponsors: Mirkarimi; Mar

Resolution in support of the measures and actions to mitigate the effects of declining fossil fuel supplies recommended in the report of the San Francisco Peak Oil Preparedness Task Force. SUBSTITUTED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# **Motions**

# 101525 [Committee of the Whole - Public Hearing to Establish the Civic Center Community Benefit District]

Sponsor: Mayor

Motion directing the Board of Supervisors to hold a public hearing on January 4, 2011, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution to establish the Civic Center Community Benefit District. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101541 [Appointment, Treasure Island Development Authority Board of Directors - Mark Dunlop]

Motion approving the Mayor's appointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors, for the unexpired portion of a four-year term ending February 26, 2012. (Clerk of the Board). ASSIGNED to Board of Supervisors on 12/14/10.

# 101542 [Appointment, Treasure Island Development Authority Board of Directors - Mark Dunlop]

Motion rejecting the Mayor's appointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors, for the unexpired portion of a four-year term ending February 26, 2012. (Clerk of the Board). ASSIGNED to Board of Supervisors on 12/14/10.

# Requests for Hearing

# 101440 [Public Hearing - Ground Lease - Redevelopment Agency Land at 701 Golden Gate Avenue to Mary Helen Rogers Senior Community, LP] Sponsor: Daly

Hearing of persons interested in or objecting to proposed Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block No. 768, Lot No. 13, commonly known as 701 Golden Gate Avenue, southwest corner of Golden Gate Avenue and Franklin Street, San Francisco, California in San Francisco's Western Addition neighborhood, to Many Helen Rogers Senior Community, LP, a California limited

liability corporation, for 70 years for the purpose of developing housing for very low-income senior households. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

# 101535 [Hearing - Review and Approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines]

Hearing to consider the annual review and approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101540 [Public Hearing - Appointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors]

Hearing of persons interested in or objecting to proposed Motion either approving or rejecting the appointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 12/1-

#### Report

### 101534 [Board of Supervisors Seniority]

Lottery to determine the seniority of the newly elected Members of the Board of Supervisors scheduled for the regularly scheduled Board Meeting of Tuesday, December 14, 2010, at 3:00 p.m., pursuant to Board Rule 6.21. (Clerk of the Board). ASSIGNED to Board of Supervisors on 12/14/1

### Introduced by the President at the Request of a Department

#### PROPOSED ORDINANCES

# 101483 [Park Code - Kezar Parking Fees]

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.08, to increase the parking fees at the Kezar Parking lot, and making environmental findings. (Recreation and Park Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

# PROPOSED RESOLUTIONS

# 101479 [Sale of Surplus Property - 909 Tennessee Street - \$1,310,000]

Resolution approving the sale of an improved surplus property located at 909 Tennessee Street, within Lot No. 001, Block No. 4108, City and County of San Francisco, for a purchase price of \$1,310,000; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101481 [Contract Amendment - Ambulance Billing - \$20,000,000]

Resolution authorizing the San Francisco Fire Department to amend the Department's ambulance billing contract with ADPI West, Inc., that anticipates approximately \$20,000,000 per year in revenues, authorize the first two-year contract extension, retroactively approve the first contract extension to July 1, 2010, and at the Department's discretion authorize the Department to exercise the second two-year extension for the contract. (Fire Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101495 [License with UnitedLayer to Use Property - 200 Paul Street]

Resolution authorizing the license of space and services with UnitedLayer at 200 Paul Street for the Department of Technology, (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101496 [License with Telx to Use Property - 200 Paul Street]

Resolution authorizing the license of space and services with Telx at 200 Paul Street for the Department of Technology. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Clerk to Act - December 7, 2010

Board Minutes for October 26, 2010 and November 2, 2010 approved.

#### Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

#### San Francisco Bay Guardian

Southeast corner of Fillmore and Post Southwest corner of Divisadero and Sutter 9th Avenue and Judah (near bus stops) 7th Avenue and Irving (near bus stops) Northwest corner of Hayes and Fillmore Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore Irving and 9m Avenue Irving and 7m Avenue Southwest corner of Haight and Clayton Southeast corner of Haight and Masonic

#### Examiner

Northwest corner of Fillmore and Hayes Southeast corner of Haight and Fillmore

#### SF Daily

Northwest corner of Hayes and Gough

#### City Star

Northwest corner of Hayes and Gough Southeast corner of Fillmore and Haight

#### SF Weekly

Southeast corner of Masonic and Haight Southeast corner of Haight and Fillmore

#### From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

#### Garbage Cans

Northwest corner of O'Farrell and Pierce Southeast corner of Masonic and Golden Gate Northeast corner of Haight and Fillmore Northeast corner of Baker and Fulton Northeast corner of Oak and Baker Northeast corner of Lyon and Golden Gate Northeast corner of Fillmore and Duboce Southwest corner of Sutter and Steiner

#### Mailboxes

Southwest corner of Belvedere and Haight Northeast corner of Baker and Golden Gate Southeast corner of Lyon and Golden Gate Northeast corner of Central and McAllister Northeast corner of Haight and Fillmore

#### Vacant Lots

Northwest corner of Divisadero and Ellis; high priority, neighbors are complaining of trash and graffiti. MOWED Corridor person and our office have talked to the property owners without resolution.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

# Potholes, Lights and Sidewalk Issues

Near 1260 Masonic Near 930 Clayton Near 515 Pierce

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

10 Cole 1889 Golden Gate 38 Downey 445 Ashbury 1550 Steiner 744 Central 550 Baker 2195 Golden Gate 1898 McAllister 802 Steiner 124 Webster

399 Haight, on the Webster side

201 Webster

122 Webster

798 Haight

598 Haight

542 Haight

546 Haight

585 Hayes

500 Baker

738 Ashbury

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

#### Metal Poles:

In front of 1015 Ashbury

In front of 104 Baker

In front of 1057 Cole

In front of 193 Downey

In front of 206 Steiner

In front of 225 Pierce

Southwest corner of Ashbury and Fell

Southeast corner of Cole and Haight

In front of 406 Broderick

Southeast corner of Page and Scott

In front of 1729 Ellis

In front of 129 Belvedere

127 Rivoli

# Wood Poles

Northeast corner of Steiner and Haight

In front of 206 Steiner

In front of 52 Central

In front of 655 clayton

In front of 730 Baker

In front of 921 Central

# From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

# **Utility Boxes**

Southwest corner of Clayton and Fulton Northeast corner of Broderick and Oak Southeast corner of Fell and Stine Southeast corner of Lyon and Fell Northeast corner of Post and Steiner Northwest corner of Liden and Buchanan

Southwest corner of Buchanan and Haight

# **Bus Shelters**

Southeast corner of Buchanan and Hayes
Northwest corner of Masonic and Haight
Southeast corner of Hayes and Masonic
Northeast corner of McAllister and Pierce
Southwest corner of Central and McAllister
Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti
also canopies have graffiti)

#### Fire Hydrants

Southeast corner of Ashbury and Haight Northeast corner of Steiner and Haight

#### In Memoriams

Medina Abdulkader – Supervisor Mirkarimi Florence P. Goldberg – Supervisors Elsbernd and Dufty Richard Goldman – Entire Board Joe Cerrell – Supervisor Alioto-Pier Mario Michael Ghilotti – Supervisors Alioto-Pier and Chiu Michael Scheele – Supervisor Alioto-Pier Randy Allgaier – Supervisors Dufty and Campos Gary William Hazelhofer – Supervisor Dufty Dr. Anna Barta – Supervisor Dufty



# **Board of Supervisors**



City Hall

1 Dr. Carlton B Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5277

# Legislation Introduced

Tuesday, December 14, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or Mayor

GOVERNMENT DOCUMENTS DEPT

DEC 1 7 2010

#### Ordinances

SAN FRANCISCO PUBLIC LIBRARY

# 101497 [Police Code - Prohibiting the Use of Amplified Sound on Open Top Sightseeing Buses]

Sponsor: Chiu

Ordinance amending the San Francisco Police Code by amending Section 46 to clarify that the definition of "Sound Truck" in that section does not include open top tour buses, amending Section 2901 to clarify that the noise restrictions imposed by Article 29 do not apply to City agencies, adding a new Section 2913 to prohibit the use of amplified sound on open top sightseeing buses in San Francisco except where the sound is audible only to individual listeners, amending Section 2916 to authorize the Department of Public Health and the Police Department to enforce the requirements of Section 2913, and amending Section 2922 to clarify that the Article should not be construed to conflict with Federal or State laws. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

#### 101499 [Payment of Award to John Doe - \$10,000]

Sponsor: Dufty

Ordinance authorizing the Mayor's Office to reward John Doe \$10,000 for providing information that led to the arrest of a criminal defendant. RECEIVED AND ASSIGNED to Budget and Finance Committee

#### 101520 [Park Code - Park Hours]

Sponsor: Mayor

Ordinance amending San Francisco Park Code Article 3 by adding Section 3.21 to establish maximum hours of operation for Golden Gate Park and McLaren Park from 5.00 a.m. to 1:00 a.m., unless the Recreation and Park Department authorizes specific activities, to authorize the Recreation and Park Commission to establish hours for other property under its jurisdiction, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

#### 101537 [Planning Code - Urban Agriculture]

Sponsors: Mayor: Chiu

Ordinance amending the Planning Code to update controls related to urban agricultural uses by adding Section 102.34 to define urban agriculture, including neighborhood agriculture and urban industrial agriculture, and amending Sections 204.1, 209.5, 227, 234.1, 234.2, and Articles 7 and 8 to regulate such uses in various zoning districts; and making findings including environmental findings and findings of consistency with General Plan and Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee

#### 101557 [Creating an Infrastructure Financing District and Adopting an Infrastructure Financing Plan - Rincon Hill Area]

Sponsor: Mayor

Ordinance creating an Infrastructure Financing District and Adopting an Infrastructure Financing Plan for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee

#### 101574 [Elections Code - E-mailing the Voter Information Pamphlet]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Municipal Elections Code by amending Section 500. and adding Section 502, to require the Director of Elections to establish a process that permits voters to choose to receive the San Francisco Voter Information Pamphlet and associated materials by electronic means instead of by paper mail. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

#### Resolutions

#### 101538 [Accept and Expend Grant - Integrating HIV/Geriatric for People with HIV 50 &

Older - \$402,5961

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$402,596 from the University of California San Francisco to participate in a program entitled "Integrating HIV and Geriatric for People Living with HIV 50 & Older" for the period of December 1, 2010 through November 30, 2011. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

#### 101539 [Paratransit Cost-Sharing Agreement with BART]

Sponsor: Chu

Resolution approving a Cost-Sharing Agreement for Paratransit Services between the City and County of San Francisco and the San Francisco Bay Area Rapid Transit District for a period of up to ten years. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101556 [Accept and Expend Gift - Recreation and Park Department Operations -\$171,753]

Sponsor: Chu

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a gift of \$171,753 from the San Francisco Parks Trust to support various Recreation and Park Department operations, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

# 101558 [Formation of an Infrastructure Financing District - Rincon Hill Area]

Sponsor: Mayor

Resolution proposing the Formation of an Infrastructure Financing District for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 101559 [Approving the Infrastructure Financing Plan - Rincon Hill Area]

Sponsor: Mayor

Resolution approving the Infrastructure Financing Plan for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101560 [Special Election for the Infrastructure Financing District - Rincon Hill Area]

Resolution calling for a special election for the City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101561 [Declaring the Results of the Special Election for the Infrastructure Financing District - Rincon Hill Area]

Sponsor: Mayor

Resolution declaring the results of special election for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101562 [Intention to Issue Bonds for the Infrastructure Financing District - Rincon Hill Areal

Sponsor: Mayor

Resolution of intention to issue bonds for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101563 [Authorizing Issuance of Bonds for the Infrastructure Financing District - Rincon Hill Areal

Sponsor: Mayor

Resolution authorizing the issuance of bonds for City and County of San Francisco Infrastructure Financing District No. 1 (Rincon Hill Area). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

# 101564 [Memorandum of Understanding - 34th America's Cup]

Sponsors: Mayor; Chiu and Mirkarimi

Resolution approving a Memorandum of Understanding between the City Controller and the Port Commission regarding the 34th America's Cup under Charter Section B7.320. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101566 [Accept and Expend Grant –Integrating I-Tech International AIDS Education & Training- \$13,001]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$13,001 from the University of California San Francisco (UCSF), to participate in a program entitled "Integrating I-Tech International AIDS Education and Training Center," for the period of April 1, 2010 through March 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101567 [Accept and Expend Grant - Oil Spill Response Planning - \$31,000]

Sponsor: Chu

Resolution retroactively authorizing the Department of Emergency Management to accept and expend a grant in the amount of \$31,000 from the California Department of Fish and Game for oil spill response planning, for the period July 1, 2010, through June 30, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

#### 101569 [Accept and Expend Gift - Golden Gate Park Irrigation - \$73,146]

Sponsor: Mar

Resolution authorizing the Recreation and Park Department to accept and expend a Gift from Warren Hellman and the Hardly Strictly Bluegrass Festival of \$73,146 to improve the irrigation systems in Speedway, Lindley, and Marx Meadows in Golden Gate Park. (Recreation and Park Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101570 [Accept and Expend Grant - Sudden Oak Death - \$896]

Sponsor: Mar

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant (Agreement #10-0511) from the California Department of Food and Agriculture in the amount of \$896 to fund the project "Sudden Oak Death" for the period of July 1, 2010, through June 30, 2011. (Public Health Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

#### 101571 [Resolution Amending Public Hearing Date Relating to Infrastructure Financing District - Rincon Hill - From January 25, 2011, at 3:00 p.m., to February 8, 2011, at 3:00 p.m.]

Sponsors: Mayor; Maxwell

Resolution amending Resolution No. 496.10 to reschedule the public hearing date relating to the formation of Infrastructure Financing District No. 1 (Rincon Hill Area), from January 25, 2011, at 3:00 p.m., to February 8, 2011, at 3:00 p.m. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

# 101573 [Extending the Term of Service for the Power Plant Task Force]

Sponsor: Maxwell

Resolution extending the termination date of the Power Plant Task Force to December 31, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEFTING

# 101575 [Annual Reports - Fillmore Jazz Community Benefit District]

Sponsor: Mirkarimi

Resolution regarding Fillmore Jazz Community Benefit District annual reports to the City: receiving and approving the District's Annual Reports for District FYs 2007, 2008, and 2009, which include the District's proposed budget for District FY2010, as submitted pursuant to Section 36650 of the Business Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the District's management contract with the City. RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101527 [Resolution to Establish the Civic Center Community Benefit District] Sponsor: Mayor

Resolution establishing a property-based business improvement district to be known as the "Civic Center Community Benefit District," ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2011-2012, subject to conditions as specified, and making environmental findings. ASSIGNED to Board of Supervisors.

#### Motions

101565 [Waiving Board Rule 4.19 and Directing the Clerk of the Board to Agendize Consideration to Override Local Hiring Policy for Construction Veto on January 4. 20111

Sponsor: Avalos

Motion waiving Board Rule 4.19 of the Rules of Order of the Board of Supervisors and directing the Clerk of the Board to agendize consideration to override veto pursuant to Charter Section 2.106 of the San Francisco Local Hiring Policy for Construction, File No. 101311 at the Regular Meeting of January 4, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRENCE AGENDA AT THE NEXT BOARD MEETING.

101568 [Directing the Budget and Legislative Analyst's to Conduct Three Audits in FY 2010-11 and Set the Priority for These Three Audits]

Sponsor: Mar

Motion directing the Budget and Legislative Analyst to conduct three audits to evaluate (a) the City's policies and revenues for advertising on public property, (b) the financial impact to the City of the provisions for Standby Pay, Lead Pay, and other related premium pay in the of the fiscal provisions of the City's Memoranda of Understanding with Labor Unions; and (c) the impact of hing five new positions in the Assessor's Office on the property assessment backlog and property tax revenue. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERRED ADD TION WITHOUT COMMITTEE

### Requests for Hearing

101572 [Hearing - Local Hiring for Non-Public Work Projects]
Sponsor: Mirkarimi

Hearing to review various avenues for increasing local hiring on non-public work projects including the following: 1) Private projects that the City subsidizes, which are covered by the First Source Hiring Ordinance; 2) Projects governed by the Redevelopment Agency and Port; 3) Non-public work jobs where the City directly hires workers to perform work for the City; 4) Incorporating local hire requirements into the City's Project Labor Agreement negotiations; and 5) Local hire policies for permanent jobs with the City, the Port, and Redevelopment Agency. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101526 [Public Hearing - Establish the Civic Center Community Benefit District]
Sponsor: Mayor

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based business improvement district to be known as the "Civic Center Community Benefit District," ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2011-2012, subject to conditions as specified, and making environmental findings. (Clerk of the Board, ASSIGNED to Board of Supervisors.

#### Introduced by the President at the Request of a Department

#### PROPOSED RESOLUTIONS

# 101502 [Professional Services Agreement - Terminal 2/Boarding Area D Renovations - Not to Exceed \$16.850.0001

Resolution approving Modification No. 5 to the Professional Services Agreement for Construction Management Services for Terminal 2/Boarding Area D Renovations and Related Facilities in the amount of \$1,710,000 for a new total contract amount not to exceed \$16,850,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101503 [Airport Concession Lease - Books, Inc.]

Resolution approving Amendment No. 2 to North Terminal Bookstore Lease No. 00-0176 between Books, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101504 [Airport Concession Lease - Museum of Modern Art]

Resolution approving the International Terminal Museum/Gallery Store Lease between San Francisco Museum of Modern Art and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

# 101505 [Purchase Agreement - Permanent Access Road Easement - Stanislaus County - \$13,0001

Resolution (1) approving and authorizing an agreement for the purchase of a permanent access road easement totaling 2.16 acres over portions of Assessor's Parcel Numbers 016-002-017, 016-002-018 and 016-002-04 located in Stanislaus County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of \$13,000; (2) adopting findings under the California Environmental Quality Act, (3) adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and (4) authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 101506 [Master Lease - Hotel Le Nain at 730 Eddy Street]

Resolution authorizing the Master Lease of the Hotel Le Nain at 730 Eddy Street for the Department of Public Health. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### Clerk to Act - December 14, 2010

Board Minutes for November 9, 2010 and November 16, 2010 approved.

# Requests Granted

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to review and approve an Ordinance requiring ground-floor Commercial Uses fronting Fillmore Street in the

NC-3 District.

#### In Memoriams

Jonathon Simmons – Supervisor Alioto-Pier Ruth S, White – Supervisor Dufty Gil Ribera – Supervisor Dufty Sgt. Jim S. Acevedo – Supervisor Dufty Edward M. Walsh – Supervisor Dufty Rose J. Sancimino – President Chiu Richard Michael Johnston – Supervisor Elsbernd John Kroll – Supervisor Elsbernd Oscar Jimenez – Supervisor Campos







